

ILLINOIS REGISTER

Rules of Governmental Agencies

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JIM EDGAR
Secretary of State

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Secretary of State
Administrative Code Div.
201 West Monroe
Springfield, IL 62756

(217) 782-9786

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INTRODUCTION

The Illinois Register is the official state document for publishing public notice of rulemaking activity by State governmental agencies. The table of contents is arranged categorically by rulemaking activity and alphabetically by agency within each category. Rulemaking activity consists of proposed or adopted new rules or amendments to or repealers of existing rules, including those by emergency or peremptory action.

The *Register* also contains Executive Orders and Proclamations issued by the Governor, notices of public information required by State statute, and activities (meeting agendas, Statements of Objection or Recommendation, etc.) of the Joint Committee on Administrative Rules (JCAR), a legislative oversight committee which monitors the rulemaking activities of State agencies. In addition, the *Register* contains a Cumulative Index listing alphabetically by agency the Parts (sets of rules) on which rulemaking activity has occurred in the current *Register* volume and a Sections Affected Index listing, by Title of the *Illinois Administrative Code*, each Section (including supplementary material) of a Part on which rulemaking activity has occurred in the current volume. Both indices are action coded and are designed to aid the public in monitoring rules.

The *Register* will serve as the update to the *Illinois Administrative Code*, a compilation of the rules of State agencies. The most recent edition of the *Code* along with the *Register* comprise the most current accounting of the State agencies' rules.

The *Illinois Register* is the property of the State of Illinois, granted by the authority of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1985, ch. 127, pars. 1001 et seq., as amended).

REGISTER PUBLICATION SCHEDULE 1990

Material Rec'd after 4:30 p.m. on:	And before 4:30 p.m. on:	Will be in Issue #:	Published on:	Material Rec'd after 4:30 p.m. on:	And before 4:30 p.m. on:	Will be in Issue #:	Published on:
Dec. 19, 1989	Dec. 26, 1989	1	Jan. 5, 1990	June 26, 1990	July 3, 1990	28	July 13, 1990
Dec. 26, 1990	Jan. 2, 1990	2	Jan. 12, 1990	July 3, 1990	July 10, 1990	29	July 20, 1990
Jan. 2, 1990	Jan. 9, 1990	3	Jan. 19, 1990	July 10, 1990	July 17, 1990	30	July 27, 1990
Jan. 9, 1990	Jan. 16, 1990	4	Jan. 26, 1990	July 17, 1990	July 24, 1990	31	Aug. 3, 1990
Jan. 16, 1990	Jan. 23, 1990	5	Feb. 2, 1990	July 24, 1990	July 31, 1990	32	Aug. 10, 1990
Jan. 23, 1990	Jan. 30, 1990	6	Feb. 9, 1990	July 31, 1990	Aug. 7, 1990	33	Aug. 17, 1990
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Feb. 6, 1990	Feb. 13, 1990	8	Feb. 23, 1990	Aug. 14, 1990	Aug. 21, 1990	35	Aug. 31, 1990
Feb. 13, 1990	Feb. 20, 1990	9	Mar. 2, 1990	Aug. 21, 1990	Aug. 28, 1990	36	Sept. 7, 1990
Feb. 20, 1990	Feb. 27, 1990	10	Mar. 9, 1990	Aug. 28, 1990	Sept. 4, 1990	37	Sept. 14, 1990
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Mar. 6, 1990	Mar. 13, 1990	12	Mar. 23, 1990	Sept. 11, 1990	Sept. 18, 1990	39	Sept. 28, 1990
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Mar. 20, 1990	Mar. 27, 1990	14	Apr. 6, 1990	Sept. 25, 1990	Oct. 2, 1990	41	Oct. 12, 1990
Mar. 27, 1990	Apr. 3, 1990	15	Apr. 13, 1990	Oct. 2, 1990	Oct. 9, 1990	42	Oct. 19, 1990
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May 8, 1990	May 15, 1990	21	May 25, 1990	Nov. 13, 1990	Nov. 20, 1990	48	Nov. 30, 1990
May 15, 1990	May 22, 1990	22	June 1, 1990	Nov. 20, 1990	Nov. 27, 1990	49	Dec. 7, 1990
May 22, 1990	May 29, 1990	23	June 8, 1990	Nov. 27, 1990	Dec. 4, 1990	50	Dec. 14, 1990
May 29, 1990	June 5, 1990	24	June 15, 1990	Dec. 4, 1990	Dec. 11, 1990	51	Dec. 21, 1990
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June 19, 1990	June 26, 1990	27	July 6, 1990	Dec. 24, 1990	Dec. 31, 1990	2	Jan. 11, 1991

Please note: When the Register deadline falls on a State holiday, the deadline becomes 4:30 p.m. on Monday (the day before).



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AUDITOR GENERAL

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of Part: Code of Regulations
- 2) Code Citation: 74 Ill. Adm. Code 420
- 3) Section Numbers: Proposed Action:
420.420 Amendments
- 4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 15,
par. 303-8
- 5) A Complete Description of the Subjects and Issues Involved:
The proposed amendments change provisions relating to the frequency of mandatory financial or compliance audits. In particular:
 - (a) Four agencies are being deleted from the annual audit requirement (Illinois Legislative Investigating Committee, Federal Revenue Sharing Funds, State Fair Agency and Prairie State 2000);
 - (b) One agency's name is revised because of change in legal status: the Department of the Lottery;
 - (c) Three agencies are added (East St. Louis Development Authority, Illinois Export Authority, Governor's Council on Health and Physical Fitness (which includes Prairie State 2000));
 - (d) Two agencies are eliminated from the requirement of a limited financial audit (U of I Athletic Association Retirement System and U of I Athletic Association); and nine agencies are added to the list of agencies required have limited financial audits in the years in which a full audit is not conducted (Department of Employment Security, Department of Transportation, EIU Alumni Association, GSU Alumni Association, SSU Alumni Association, Prairie State 2000 Fund, SIU Alumni Association, Chicago Technology Park, Math and Science Academy);
 - (e) The designation Capital Development Board Fund is corrected to read Capital Development Board.
- 6) Will this proposed rule replace an emergency rule currently in effect? No.

AUDITOR GENERAL

NOTICE OF PROPOSED AMENDMENTS

- 7) Does this Rulemaking contain an automatic repeal date?
If "yes" please specify the date: Yes No
 - 8) Does this proposed amendment contain incorporations by reference? No.
 - 9) Are there any other amendments pending on this Part? No.
 - 10) Statement of Statewide Policy Objectives: Not Applicable.
 - 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking:
Interested persons may call or write:

Paula Woods
Docket Control
Office of the Auditor General
Marriott Commerce Building
509 South Sixth Street
Springfield, IL 62701-1878
(217) 782-3648
Monday through Friday during business hours
 - 12) Initial Regulatory Flexibility Analysis: Auditor General has determined that this rulemaking will have no impact on small business.
- The full text of the Proposed Amendments begins on the next page.

AUDITOR GENERAL

NOTICE OF PROPOSED AMENDMENT(S)

TITLE 74: PUBLIC FINANCE
CHAPTER III: AUDITOR GENERAL

PART 420

CODE OF REGULATIONS

SUBPART A: STANDARDS OF CONSTRUCTION FOR REGULATIONS

Section
420.10 Introduction
420.20 General Provisions

SUBPART B: DEFINITIONS

Section
420.110 Introduction
420.120 General Provisions
420.130 Abbreviations
420.140 Specific Definitions

SUBPART C: INVESTIGATIONS

Section
420.210 Introduction
420.220 General Particulars
420.230 Right to Information
420.240 Investigative Personnel
420.250 Investigation Procedures and Reports

SUBPART D: STANDARDS APPLICABLE TO AUDITS
OF ILLINOIS STATE GOVERNMENTAL ORGANIZATIONS AND PROGRAMS
AND TO COMPLIANCE AUDITS CONDUCTED BY STATE AGENCIES
OF LOCAL AND PRIVATE AGENCIES

Section
420.310 Introduction
420.320 General Provisions
420.330 Examination and Evaluation Standards
420.340 Reporting Standards

SUBPART E: FREQUENCY OF MANDATORY FINANCIAL OR COMPLIANCE AUDITS

Section
420.410 Introduction
420.420 General Provisions
420.430 Miscellaneous Provisions

SUBPART F: REVIEW OF RECEIPT OR COLLECTION
OF STATE REVENUE BY STATE AGENCIES

AUDITOR GENERAL

NOTICE OF PROPOSED AMENDMENT(S)

Section
420.510 Introduction (Repealed)
420.520 Review of Receipt or Collection of State Revenues by State Agencies (Repealed)
420.530 Miscellaneous Provisions (Repealed)

SUBPART G: MAINTENANCE OF INFORMATION

Section
420.610 Introduction
420.620 General Provisions
420.630 Confidential Information
420.640 Disclosure and Dissemination of Information

SUBPART H: CONSULTATIONS AND RESPONSES TO FINDINGS

Section
420.710 Introduction
420.720 Consultations with Heads of Agencies and Individuals

AUTHORITY: Subparts A and B implementing and authorized by Section 3-7 of the Illinois State Auditing Act (Ill. Rev. Stat. 1987, ch. 15, par. 303-7); Subpart C and implementing and authorized by Sections 3-8(b), 3-8(c), and 3-8(d) of the Illinois State Auditing Act (Ill. Rev. Stat. 1987, ch. 15, pars. 303-8(b), 303-8(c), and 303-8(d)); Subpart D implementing and authorized by Section 3-6 of the Illinois State Auditing Act (Ill. Rev. Stat. 1987, ch. 15, par. 303-6); Subpart E implementing and authorized by Section 3-8 of the Illinois State Auditing Act (Ill. Rev. Stat. 1987, ch. 15, par. 303-8); Subpart G implementing and authorized by Sections 3-7, 3-8(a), and 3-11 of the Illinois State Auditing Act (Ill. Rev. Stat. 1987, ch. 15, pars. 303-7, 303-8(a), and 303-11); Subpart H implementing and authorized by Sections 3-7, 3-8(c), and 3-8(d) of the Illinois State Auditing Act (Ill. Rev. Stat. 1987, ch. 15, pars. 303-7, 303-8(c), and 303-8(d)).

SOURCE: Rules and Regulations of the Auditor General filed March 8, 1976, effective March 18, 1976, and amended: effective April 15, 1976; effective September 1, 1976; amended at 3 Ill. Reg. 5, p. 865, effective January 27, 1979; amended at 3 Ill. Reg. 5, p. 868, effective January 27, 1979; amended at 3 Ill. Reg. 15, p. 107, effective April 12, 1979; amended at 3 Ill. Reg. 34, p. 99, effective August 20, 1979; amended at 3 Ill. Reg. 48, p. 138, effective November 29, 1979; amended at 4 Ill. Reg. 40, p. 49, effective September 19, 1980; codified at 5 Ill. Reg. 10575; amended at 6 Ill. Reg. 2587, effective March 10, 1982; amended at 7 Ill. Reg. 1216, effective February 5, 1983; amended at 7 Ill. Reg. 6475, effective May 15, 1983; amended at 7 Ill. Reg. 6481, effective May 15, 1983; amended at 8 Ill. Reg. 7214, effective May 25, 1984; amended at 8 Ill. Reg. 17244, effective September 15, 1984; amended at 14 Ill. Reg. _____, effective _____.

AUDITOR GENERAL

NOTICE OF PROPOSED AMENDMENT(S)

SUBPART E: FREQUENCY OF MANDATORY FINANCIAL OR COMPLIANCE AUDITS

Section 420.420 General Provisions

- a) STANDARD AUDIT PERIOD. Except as established in this Subpart all agencies for which the Auditor General is required to conduct a financial and compliance audit will be so audited at least once every two years.
- b) AGENCIES TO BE AUDITED YEARLY. The following agencies or subunits thereof shall be subject to a financial and compliance audit at least once each year.
- Community College of East St. Louis
 - Comptroller -- State Central Accounts
 - Department-of-Revenue-----State-Lottery-Only
 - Department of the Lottery
 - East St. Louis Development Authority
 - Farm Development Authority
 - Federal-Revenue-Sharing-Funds
 - Governor's Council on Health and Physical Fitness (including Prairie State Games)
 - Illinois Community Development Finance Corporation
 - Illinois Development Finance Authority
 - Illinois Educational Facilities Authority
 - Illinois Export Development Authority
 - Illinois Health Facilities Authority
 - Illinois Housing Development Authority
 - Illinois Independent Higher Education Loan Authority
 - Illinois-Registative-Investigating-Commission-----Revolving-Trust Fund
 - Illinois State Employees Deferred Compensation Plan
 - Prairie-State-2000-Fund
 - State Board of Investment
 - State-Tax-Activity-of-the-Department-of-Agriculture
 - State Treasurer -- State Central Accounts Only
 - Toll Highway Authority
- c) LIMITED FINANCIAL OR COMPLIANCE AUDITS.
- 1) The following agencies shall be subject to a limited financial or compliance audit as defined in subsection (c) of this Section in each year that the agency is not subject to a regular financial and compliance audit.
 - Board of Governors -- Cooperative Computer Center
 - Capital Development Board -- Capital-Development-Fund
 - Chicago State University
 - Chicago State University Foundation
 - Chicago Technology Park
 - Department of Administrative Services -- Communications Revolving Fund, State Garage Revolving Fund, Office Supplies Revolving Fund and the Paper and Printing Revolving Fund

AUDITOR GENERAL

NOTICE OF PROPOSED AMENDMENT(S)

Department of Corrections -- Correctional Industries -- Working

- Capital Revolving Fund
 - Department of Employment Security
 - Department of Public Aid
 - Department of Revenue
 - Department of Transportation
 - Eastern Illinois University
 - Eastern Illinois University Alumni Association
 - Eastern Illinois University Foundation
 - General Assembly Retirement System
 - Governors State University
 - Governors State University Alumni Association
 - Governors State University Foundation
 - Illinois Educational Consortium for Computer Services
 - Illinois Mathematics and Science Academy
 - Illinois State Board of Education
 - Illinois Student Assistance Commission
 - Illinois State University
 - Illinois State University Foundation
 - Judges Retirement System
 - Northeastern Illinois University
 - Northeastern Illinois University Foundation
 - Northern Illinois University
 - Northern Illinois University Alumni Association
 - Prairie State 2000 Fund
 - Sangamon State University
 - Sangamon State University Alumni Association
 - Sangamon State University Foundation
 - Secretary of State
 - Southern Illinois University
 - Southern Illinois University Alumni Association
 - Southern Illinois University Foundation
 - State Employees Retirement System
 - State Universities Retirement System
 - Teachers' Retirement System
 - University of Illinois
 - University of Illinois Alumni Association
 - University of Illinois-Athletic-Association
 - University of Illinois-Athletic-Association-Retirement-System
 - University of Illinois Foundation
 - Western Illinois University
 - Western Illinois University Foundation
- 2) A limited financial or compliance audit shall mean an audit limited to the following:
- A) An examination of agency financial statements made in accordance with generally accepted auditing standards to determine whether the financial statements of the agency are

AUDITOR GENERAL

NOTICE OF PROPOSED AMENDMENT(S)

fairly presented; including:

- i) Testing of the records, books and accounts of the audited agency to determine whether they accurately reflect its financial and fiscal operations;
 - ii) Testing whether the audited agency is maintaining effective accounting control over revenues, obligations, expenditures, assets and liabilities.
- B) Reviewing the collection of revenue pursuant to Section 3-10 ISAA and the regulations promulgated thereunder.
- d) ADMINISTRATION. In order to adjust workloads, respond to future audit needs and priorities, and maintain an audit firm rotation program, the Auditor General, if necessary, may adjust the audit frequency of any program for the purpose of implementing a needed transition program.

(Source: Amended at 14 Ill. Reg. _____, effective _____)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: The Travel Regulation Council
- 2) Code Citation: 80 Ill. Adm. Code 3000
- 3) Section number: Proposed Action:
3000.Appendix A Amend
- 4) Statutory Authority: 111. Rev. Stat. 1987, ch. 127, par. 148-2(b)
- 5) A Complete Description of the Subjects and Issues Involved:
The Travel Regulation Council voted to increase lodging and per diem, effective July 1, 1990. This rulemaking is being filed to accomplish this change.
- 6) Will this proposed amendment replace an emergency rule currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date? No.
- 8) Does this proposed amendment contain incorporations by reference? No.
- 9) Are there any other proposed amendments pending on this Part? No.
- 10) Statement of Statewide Policy Objectives: Rulemaking does not affect units of local government.
- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may submit written comments within 45 days of the date of publication to:

Greeley Koch
505 Stratton Office Building
Springfield, IL 62706
(217)785-0707

- 12) Initial Regulatory Flexibility Analysis: Does not apply to small businesses.

The full text of the Proposed Amendments begins on the next page:

TRAVEL REGULATION COUNCIL

NOTICE OF PROPOSED AMENDMENTS

TITLE 80: PUBLIC OFFICIALS AND EMPLOYEES
SUBTITLE I: GENERAL TRAVEL CONTROL
CHAPTER IV: TRAVEL REGULATION COUNCILPART 3000
THE TRAVEL REGULATION COUNCIL

SUBPART A: GENERAL

Section
3000.100
3000.110
3000.120
3000.130
3000.140

Authority
Philosophy
Policy
Scope and Interpretation
Definitions

SUBPART B: TRAVEL CONTROL SYSTEM

Section
3000.200
3000.210
3000.220
3000.230

Travel Control System
Designation of Headquarters
Expenses at Headquarters or Residence
Preparation and Submission of Vouchers or Travel Expenses

SUBPART C: TRANSPORTATION

Section
3000.300
3000.310

Modes of Transportation
Routing

SUBPART D: LODGING

Section
3000.400
3000.410
3000.420
3000.430

Lodging Allowances
Least Costly Lodging
Conference Lodging
Employee Owned or Controlled Housing

SUBPART E: PER DIEM-MEALS

Section
3000.500
3000.510

Per Diem Allowance
Meal Allowance

SUBPART F: MISCELLANEOUS RULES

Section
3000.600

Reimbursable and Non-Reimbursable Expenses

TRAVEL REGULATION COUNCIL

NOTICE OF PROPOSED AMENDMENTS

3000.610 Expenses Related to Transportation
3000.620 Receipts Required
3000.630 Meals for Other Persons

SUBPART G: EXCEPTIONS

Section
3000.700
3000.710
3000.720

Exceptions to the Rules
Board-Agency Rules
Non-Required Travel

Appendix A Reimbursement Schedule

AUTHORITY: Implementing and authorized by Sections 12-1, 12-2 and 12-3 of "AN ACT in relation to State finance" (Ill. Rev. Stat. 1987, ch. 127, pars. 148-1, 148-2 and 148-3).

SOURCE: Emergency rules adopted at 10 Ill. Reg. 12697, effective July 2, 1986, for a maximum for 150 days; adopted at 10 Ill. Reg. 18188, effective January 1, 1987; peremptory amendment at 11 Ill. Reg. 14854, effective August 25, 1987; amended at 12 Ill. Reg. 11626, effective July 1, 1988; amended at 14 Ill. Reg. _____, effective _____.

Section 3000. Appendix A Reimbursement Schedule

The following rates are effective for the Travel Control Boards. The rates will be reviewed annually to determine necessary adjustments.

<u>Type of Reimbursement</u>		<u>Rate</u>
<u>Mileage</u>		
Auto	See Section 40e	
Plane		
<u>Per Diem-Meals</u>		
Breakfast	\$4.00	\$4.50
Lunch	\$4.00	\$4.50
Dinner	\$14.00	\$15.00
Per Diem	\$22.00	\$24.00
<u>Lodging</u>		
Downstate	\$40.00	\$50.00
Chicago Metro (Cook, DuPage,	\$60.00	\$60.00

TRAVEL REGULATION COUNCIL

NOTICE OF PROPOSED AMENDMENTS

Kane, Lake, McHenry, Will Counties)

Out-of-State \$90.00

Out-of-Country Actual Reasonable

(Source: Amended at 14 Ill. Reg. _____, effective _____)

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED AMENDMENT

- 1) Heading of the Part: Uniform System of Accounts for Telecommunications Carriers
- 2) Code Citation: 83 Ill. Adm. Code 710
- 3) Section Numbers: Proposed Action:
710.1 Amendment
- 4) Statutory Authority: Implementing Sections 5-102 and 5-103 and authorized by Section 10-101 of The Public Utilities Act (Ill. Rev. Stat. 1987, ch. 111 2/3, pars. 5-102, 5-103, and 10-101).
- 5) A Complete Description of the Subjects and Issues Involved: This proposed amendment will update the incorporation by reference of Federal rules to include a recent amendment by the Federal Communications Commission concerning the recording of judgments and settlement payments and litigation expenses.
- 6) Will this proposed amendment replace an emergency amendment currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date? No.
- 8) Does this proposed amendment contain incorporations by reference? Yes.
- 9) Are there any other proposed amendments pending on this Part? No.
- 10) Statement of Statewide Policy Objectives? This proposed amendment neither creates nor expands any state mandate on units of local government, school districts, or community college districts.
- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

Any person who plans to submit comments should file a notice of intent thereof, within 21 days of the date of this issue of the Illinois Register with:

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED AMENDMENT

Chief Clerk
Illinois Commerce Commission
527 East Capitol Avenue
Springfield, IL 62706

Comments should be filed with the Chief Clerk within 45 days of the date of this issue of the Illinois Register.

12) Initial Regulatory Flexibility Analysis:

- A) Date amendment was submitted to Business Assistance Office of the Department of Commerce and Community Affairs: January 11, 1990
- B) Types of small businesses affected: This amendment will affect those telecommunications carriers that are also small businesses as defined in the Illinois Administrative Procedure Act.
- C) Reporting, bookkeeping or other procedures required for compliance: Bookkeeping procedures.
- D) Types of professional skills necessary for compliance: Accounting skills.

The full text of Proposed Amendment begins on the next page:

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED AMENDMENT

TITLE 83: PUBLIC UTILITIES
CHAPTER I: ILLINOIS COMMERCE COMMISSION
SUBCHAPTER f: TELEPHONE UTILITIES

PART 710

UNIFORM SYSTEM OF ACCOUNTS FOR TELECOMMUNICATIONS CARRIERS

Section	
710.1	Adoption of 47 CFR 32 by Reference
710.3	Authority
710.4	Communications Act
710.11	Classification of companies
710.13	Accounts - General
710.14	Regulated accounts
710.16	Changes in accounting standards
710.17	Interpretation of accounts
710.18	Waivers
710.19	Address for reports and correspondence
710.22	Comprehensive interperiod tax allocation
710.23	Nonregulated activities
710.25	Unusual items and contingent liabilities
710.27	Transactions with affiliates
710.100	List of retirement units
710.105	Retirement units for use in conjunction with Account 2112 "Motor vehicles"
710.110	Retirement units for use in conjunction with Account 2113 "Aircraft"
710.115	Retirement units for use in conjunction with Account 2114 "Special purpose vehicles"
710.120	Retirement units for use in conjunction with Account 2115 "Garage work equipment"
710.125	Retirement units for use in conjunction with Account 2116 "Other work equipment"
710.130	Retirement units for use in conjunction with Account 2121 "Buildings"
710.135	Retirement units for use in conjunction with Account 2122 "Furniture"
710.140	Retirement units for use in conjunction with Account 2123.1 "Office support equipment"
710.145	Retirement units for use in conjunction with Account 2123.2 "Company communications equipment"
710.150	Retirement units for use in conjunction with Account 2124 "General purpose computers"

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED AMENDMENT

710.155 Retirement units for use in conjunction with Account
2211 "Analog electronic switching"
710.160 Retirement units for use in conjunction with Account
2212 "Digital electronic switching"
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710.170 Retirement units for use in conjunction with Account
2220 "Operator system"
710.175 Retirement units for use in conjunction with Account
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710.180 Retirement units for use in conjunction with Account
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2422 "Underground cable"
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710.5082 Account 5082 Switched access revenue
710.5083 Account 5083 Special access revenue
710.5999 General - Expense Accounts
710.7250 Account 7250 Provision for deferred operating income taxes - net
710.7450 Account 7450 Provision for deferred nonoperating income taxes - net
710.9000 Glossary of Terms

AUTHORITY: Implementing Sections 5-102 and 5-103 and authorized by Section 10-101 of The Public Utilities Act (Ill. Rev. Stat. 1987, ch. 111 2/3, pars. 5-102, 5-103, and 10-101).

SOURCE: Adopted April 15, 1974; amended at 2 Ill. Reg. 52, p. 473, effective January 1, 1979; codified at 7 Ill. Reg. 15949; amended at 7 Ill. Reg. 15972, effective November 18, 1983; emergency amendment at 8 Ill. Reg. 7636, effective May 17, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 21231, effective October 15, 1984; amended at 9 Ill. Reg. 4029, effective April 1, 1985; amended at 9 Ill. Reg. 9453, effective June 10, 1985; amended at 9 Ill. Reg. 18912, effective November 20, 1985; amended at 10 Ill. Reg. 161, effective December 23, 1985; emergency amendment at 10 Ill. Reg. 775, effective January 1, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 10526, effective May 30, 1986; amended at 11 Ill. Reg. 9035, effective May 1, 1987; emergency repealer and emergency rules adopted at 12 Ill. Reg. 1295, effective January 1, 1988, for a maximum of 150 days; Part repealed, new Part adopted at 12 Ill. Reg. 9645, effective May 25, 1988; amended at 13 Ill. Reg. 7570, effective May 15, 1989; amended at 13 Ill. Reg. 16971, effective November 1, 1989; amended at Ill. Reg. , effective

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED AMENDMENT

Section 710.1 Adoption of 47 CFR 32 by Reference

The Illinois Commerce Commission ("Commission") adopts 47 CFR 32, as of May-22-1989 January 1, 1990, as its uniform system of accounts for telecommunications carriers, subject to the exceptions set forth in this Part. No incorporation in this Part includes any later amendment of edition.

(Source: Amended at Ill. Reg. , effective)

DEPARTMENT OF FINANCIAL INSTITUTIONS

NOTICE OF PROPOSED RULES

1) Heading of Part: Illinois Development Credit Corporation Act

2) Code Citation: 38 Ill. Adm. Code 195

3) Section Number: Proposed Action:

195.100	New Section
195.120	New Section
195.140	New Section
195.160	New Section
195.180	New Section
195.200	New Section

4) Statutory Authority: Ill. Rev. Stat. 1987, Ch.32, Par. 1001 et seq.

5) Complete Description of the Subjects and Issues Involved:

These new sections are proposed to implement the Illinois Development Credit Corporation Act (the "Act").

Section 195.120 sets out requirements for approval of Articles of Incorporation of the initial and each subsequent Development Credit Corporation.

Section 195.140 sets out Development Credit Corporation member obligation regarding loans and earned surplus.

Section 195.160 provides for acceptance of funds from the State of Illinois and required notes of meeting to the Director of the Department of Commerce and Community Affairs.

Section 195.180 sets forth the requirements for the annual report filed by each Development Credit Corporation and sets the fees for each annual examination by the Department of Financial Institutions.

Section 195.200 establishes hearing procedures under the Act.

6) Will this Proposed Rule Replace an Emergency Rule Currently in Effect?

No

7) Does this Rulemaking Contain an Automatic Repeal Date? No

8) Does this Rulemaking Contain Incorporations by Reference? No

9) Are there Any Other amendments Pending on this Part? No

10) Statement of Statewide Policy Objectives: This rulemaking does not create or expand a state mandate as defined in Section 3(b) of the State Mandate Act (Ill. Rev. Stat. 1987, ch. 85, par. 2203).

DEPARTMENT OF FINANCIAL INSTITUTIONS

NOTICE OF PROPOSED RULES

11) Time, Place and Manner in Which Interested Persons May Comment on this Rulemaking:

Charles W. Tomlinson, Assistant Supervisor
Department of Financial Institutions
500 Iles Park Place, Suite 314
Springfield, IL 62718-1094
217/782-3704

12) Initial Regulatory Flexibility Analysis:

- A) Date Rule was Submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: January 10, 1990
- B) Types of Small Business Affected: Development Credit Corporations incorporated in Illinois
- C) Reporting, Bookkeeping or Other Procedures Required for Compliance: Maintenance of records covering corporate meetings, loans, grants, activities, and classification of firms
- D) Types of Professional Skills Necessary for Compliance: Basic management and recordkeeping

The full text of the proposed rules begins on the next page:

DEPARTMENT OF FINANCIAL INSTITUTIONS

NOTICE OF PROPOSED RULES

TITLE 38: FINANCIAL INSTITUTIONS
CHAPTER 5: DEPARTMENT OF FINANCIAL INSTITUTIONS

PART 195
ILLINOIS DEVELOPMENT CREDIT CORPORATION ACT

Section	General
195.100	Articles of Incorporation
195.120	Member Obligations
195.140	State Funds
195.160	Reports and Examinations
195.180	Hearing Procedures
195.200	

AUTHORITY: Implementing and authorized by the Illinois Development Credit Corporation Act (Ill. Rev. Stat. 1987, Ch.32, Par. 1001 et seq.)

SOURCE: Adopted at 14 Ill. Reg. _____, effective _____.

Section 195.100 General

The provisions of Article 1 through Article 16 of the Business Corporation Act of 1983 (Ill. Rev. Stat. 1987, ch. 32, par. 1001 et seq.) shall apply to Development Credit Corporations providing that in the event of a conflict the provision of the Illinois Development Credit Corporation Act (the "Act") (Ill. Rev. Stat. 1987, ch. 32, par. 1001 et seq.) shall apply.

Section 195.120 Articles of Incorporation

- a) A statement of the purpose for which a Development Credit Corporation is formed, as required in the Articles of Incorporation, will include the boundaries of the region within which that corporation intends to pursue that purpose. The initial corporation to be approved will operate state-wide throughout the State of Illinois in order to maximize the availability of financing and business expertise.
- 1) Subsequent corporations may be approved to operate within a specific region of the State of Illinois providing the Director of Financial Institutions is satisfied of the need and the availability of adequate financing and business expertise.
- 2) The statement of purpose will further include the intention to pursue that purpose throughout the entire region defined and without prejudice or discrimination.

DEPARTMENT OF FINANCIAL INSTITUTIONS

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NOTICE OF PROPOSED RULES

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- b) The requirement for the Director's approval of the Articles of Incorporation that the incorporators have the confidence of their respective communities includes the requirement of appropriate business and financial experience.

Section 195.140 Member Obligations

- a) When called upon by a development credit corporation, a member shall make a reasonable loan to further the purpose of the corporation and subject to the maximum amount specified in Section 15 of the Act, but the corporation may not require a member to lend that maximum amount.

- b) In accordance with Section 19 of the Act, a development credit corporation is required to maintain an earned surplus equal to the total of the outstanding capital and paid in capital. An increase in earned surplus may only be derived from net earnings and not by contribution from members or others.

Section 195.160 State Funds

The Board of Directors of a development credit corporation may accept grants or loans from, or sell non-voting stock to, a State agency but such agency will not become a voting stock holder or member of the corporation. The Director of the Department of Commerce and Community Affairs or its successor shall be given advance notice of all meetings of the Board of Directors for the purpose of suggesting prospects deserving financial help consistent with the purpose of the Act.

Section 195.180 Reports and Examinations

- a) A Development Credit Corporation shall submit to the Director annually on or before May 1st a complete statement of its financial condition in accordance with generally accepted accounting principles, as of the preceding December 31st as audited by a certified public accountant, and attached thereto a brief summary of the status of each active project with outstanding loans including but not limited to the following:

- 1) information on the cost and sources of funds and capital and the total allowable maximum amount available from members, the maximum amount committed by each individual member, and the corporation's outstanding liabilities to members;
- 2) classification of firms in the corporation's portfolio by standard industrial code, including a breakdown of (i) size of firms by sales and number of employees, (ii) number and percentage of loans to manufacturing, service and wholesale businesses, and (iii) number and percentage of loans to traditional industries and to high technology firms within the manufacturing sector;
- 3) information on the types of financing provided by the corporation, including guaranteed loans, the size and term of loans, and a breakdown of investments by senior debt, subordinated debt and equity financings;

- 4) information on interest rates of loans, including percentage of fixed rate and variable rate loans;
 - 5) information on the use of capital provided by the corporation, including number of working capital loans, loans to assist leveraged buyouts by employees, management or others, and secured mortgages for plant expansion or new production facilities;
 - 6) information on resources and actions taken to advance the corporation's marketing program and
 - 7) information on the corporation's regional offices, including a description of the volume of business and the nature of loan activity at each office.
- b) The records of the corporation shall be examined annually. The corporation shall be charged \$200.00 per examiner, per day or part thereof.
- c) The Director shall, for good cause, initiate additional investigation of the corporation at any time.

Section 195.200 Hearing Procedures

- a) Pursuant to Section 28 of the Act, request for a hearing subsequent to suspension of operation of a Development Credit Corporation shall be accompanied by a surety in which the applicant shall be the obligor in the amount of \$1,000 guaranteeing payment of costs of such hearing. This surety may be in the form of a bond, deposit in cash, or certified check payable to the Director of Financial Institutions, and shall be returned to the petitioner on proof of payment of costs. If the costs are not paid within 20 days of the conclusion of the hearing, the Director may authorize their payment from the surety returning any balance to the petitioner.

- b) The Director shall notify the petitioner by registered or certified mail, return receipt requested, of the date, time and place of the hearing.

- c) The Director shall designate in writing, a Hearing Officer who shall have the authority to:

- 1) Examine or permit examination of any witness under oath;
- 2) Determine the order of appearance of all parties;
- 3) Receive all evidence and testimony and rule on its admissibility as well as require the production of any relevant document or witness;
- 4) Rule on objections to evidence;
- 5) Require any party or his attorney to provide proposed findings of fact or conclusion of law for consideration in his report; and

DEPARTMENT OF FINANCIAL INSTITUTIONS

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- 6) Make a written report with recommendations to the Director which shall include findings of fact and conclusions of law with respect to the claim. Findings of fact shall be based exclusively on the evidence and on matters officially noticed.

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

- 1) The Heading of the Part: ADMINISTRATION OF SOCIAL SERVICE PROGRAMS
- 2) Code Citation: 89 Ill. Adm. Code 130
- 3) Section Number: Proposed Action:
130.200 Amendment
- 4) Statutory Authority: Sections 9-1, 12-4.5 through 12-4.7 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, Pars. 9-1, 12-4.5 through 12-4.7 and 12-13); and Sections 2, 3 and 3.2 of the "AN ACT in relation to domestic relations and domestic violence shelter and service programs" (Ill. Rev. Stat. 1987, Ch. 40, Pars. 2402, 2403 and 2403.2, as amended by P.A. 86-559, effective September 1, 1989)
- 5) A Complete Description of the Subjects and Issues Involved: This rulemaking identifies all Department funding sources for domestic violence shelters, revises the matching requirement a service provider must meet to receive funding from the General Revenue Fund and the Domestic Violence Shelter and Service Fund (13% cash or in-kind except funds for marriage license fees) and establishes a Domestic Violence Advisory Council.
- 6) Will this Proposed Amendment replace an Emergency Amendment currently in effect? No
- 7) Does this rulemaking contain an automatic repeal date?
Yes ☐ No ☒
- 8) Does this Proposed Amendment contain incorporations by reference? No
- 9) Are there any other Proposed Amendments pending on this Part? No
- 10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.
- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Anita Williams, Staff

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

Attorney, Office of the General Counsel, Illinois Department of Public Aid, Jesse B. Harris Building II, 100 South Grand Avenue East, 3rd Floor, Springfield, Illinois 62762, (217) 782-1233. The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

12) Initial Regulatory Flexibility Analysis:

- A) Date Proposed Amendment was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: January 10, 1990
- B) Types of small businesses affected: Domestic Violence Shelters
- C) Reporting, bookkeeping or other procedures required for compliance: This rulemaking does not require any additional reporting, bookkeeping or other procedures for compliance.
- D) Types of professional skills necessary for compliance: This rulemaking does not require any additional professional skills.

The full text of the Proposed Amendment begins on the next page:

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

TITLE 89: SOCIAL SERVICES
CHAPTER I: DEPARTMENT OF PUBLIC AID
SUBCHAPTER C: SOCIAL SERVICES

PART 130

ADMINISTRATION OF SOCIAL SERVICE PROGRAMS

SUBPART A: TITLE XX BLOCK GRANT PROGRAM

Section	
130.10	Program Administration
130.15	Definitions
130.20	Goal of Services
130.25	Service Activities
130.30	Expenditure of Block Grant Funds
130.35	Limitations on Services and Expenditures
130.40	Eligibility For Services
130.45	Opportunity to Apply For and Receive Services
130.46	Client Case Records
130.50	Purchase Of Services
130.60	Record Retention
130.70	Fees For Purchased Services
130.71	Fees For Services Provided Through Grants-In-Aid
130.80	Reporting Requirements

SUBPART B: LOCAL INITIATIVE FUND PROGRAM

Section	
130.100	Applicability Of Other Sections
130.110	Overview
130.120	Program Administration
130.130	Request For Proposal
130.140	Allied Agency Responsibilities
130.150	Funding Mechanism
130.152	Sources of Local Funds
130.154	Sources of Locally Generated Funds Used to Match Title XX Funds
130.158	Donor Restrictions on Donations (Repealed)
130.160	Reimbursement Process - Donations (Transferred Funds or Co-Payments)
130.161	Advance Disbursement System
130.162	Reimbursement Process (Certification of Expended Funds)
130.170	Assignment of Budget Costs

SUBPART C: DOMESTIC VIOLENCE PROGRAM

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

Section 130.200 Domestic Violence Shelter and Service Programs

SUBPART D: DISTRIBUTION OF FEDERAL SURPLUS COMMODITIES

Section 130.300 Program Administration
 130.301 Definitions
 130.302 Allocation Methodology for Federal Surplus Commodities
 130.310 Distribution Network Agencies
 130.311 Local Distribution Centers
 130.312 Liability of Distribution Network Agencies
 130.313 Reports and Maintenance of Records
 130.314 Payment for Distribution
 130.315 Second Harvest Shared Maintenance Fees
 130.320 Eligibility to Receive Commodities
 130.321 Issue Rates of Commodities

SUBPART E: INCORPORATION BY REFERENCE

Section 130.500 Incorporation By Reference

AUTHORITY: Implementing and authorized by Sections 9-1, 12-4.5 through 12-4.7, and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, ch. 23, pars. 9-1, 12-4.5 through 12-4.7, and 12-13); and Sections 2 and 3 of "AN ACT in relation to domestic relations and domestic violence shelters and service programs", (Ill. Rev. Stat. 1987, ch. 40, pars. 2402 and 2403).

SOURCE: New rules adopted and codified at 8 Ill. Reg. 6069, effective April 25, 1984; amended at 9 Ill. Reg. 8645, effective May 22, 1985; amended at 9 Ill. Reg. 15882, effective October 6, 1985; amended at 10 Ill. Reg. 11915, effective July 3, 1986; amended at 11 Ill. Reg. 2828, effective January 30, 1987; amended at 13 Ill. Reg. 3831, effective March 17, 1989; amended at 13 Ill. Reg. 16756, effective October 13, 1989; amended at 14 Ill. Reg. _____, effective _____.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

SUBPART C: DOMESTIC VIOLENCE PROGRAM

Section 130.200 Domestic Violence Shelter and Service Programs

a) The Department shall fund domestic violence shelters

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

Section 130.200 Domestic Violence Shelter and Service Programs (Cont'd)

and service programs from the Domestic Violence Shelter and Service Fund, General Revenue Fund, and the Donated Funds Initiative Fund. These programs shall be administered by the Illinois Coalition Against Domestic Violence.

b) The Coalition shall contract for delivery of services with local private not-for-profit or public agencies throughout the State which:

- 1) Meet State and local requirements (i.e., health, safety and zoning requirements);
- 2) Can provide a broad range of quality services and referrals to victims of domestic violence; and
- 3) Assure the health and safety of victims of domestic violence.

c) To receive funds, a service provider must provide matching funds at a percentage level of the cost of the program being funded, as identified in the program proposal submitted to and accepted by the Coalition. The percentage level of matching funds shall be calculated and applied annually by the Department, and shall be a weighted average based upon total levels of appropriated funding sources, and the required match for each funding source. The required match for Donated Funds Initiative monies allocated to service programs is 25%; the required match for Domestic Violence Shelter and Service Fund and General Revenue Fund monies allocated to service programs is 13-5% 13% cash or in-kind, with not more than 6.5% representing in-kind contributions (except those funds governed by P.A. 86-0559).

d) The Department and the Coalition shall assure that an amount equal to all funds which are paid into the Domestic Violence Shelter and Service Fund from the marriage license fees collected in a county which has a population which exceeds 500,000 shall be used in these counties for domestic violence shelter and

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

Section 130.200 Domestic Violence Shelter and Service Programs (Cont'd)

~~service-programs-(111)-Rev.-1983-eh-127-part 142(b)(4))~~

- d) The Department shall establish a Domestic Violence Advisory Council and shall receive recommendations from the Council on the provision of services to domestic violence victims and on program funding.

(Source: Amended at 14 Ill. Reg. _____, effective _____)

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

1) The Heading of the Part: MEDICAL PAYMENT

2) Code Citation: 89 Ill. Adm. Code 140

3) Section Numbers: Proposed Action:

140.420 Amendment
140.421 Amendment
140. Table D Amendment

4) Statutory Authority: Sections 5-5 et seq and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, Pars. 5-5 et seq and 12-13)

5) A Complete Description of the Subjects and Issues Involved: This rulemaking addresses the provision of two dental services, cleanings and gum treatments, which have not been covered for adults but which will now be covered for those adults who reside in ICF/DD facilities.

6) Will these Proposed Amendments replace Emergency Amendments currently in effect? No

7) Does this rulemaking contain an automatic repeal date?
Yes ☐ No ☒

8) Do these Proposed Amendments contain incorporations by reference? No

9) Are there any other Proposed Amendments pending on this Part? Yes

Section Numbers	Proposed Action	Illinois Register Citation
140.428	Amendment	September 15, 1989 (13 Ill. Reg. 14265)
140.429	Repealed	September 15, 1989 (13 Ill. Reg. 14265)
140.475	Amendment	September 29, 1989 (13 Ill. Reg. 15281)
140.476	Amendment	September 29, 1989 (13 Ill. Reg. 14281)
140.477	Amendment	September 29, 1989 (13 Ill. Reg. 14281)

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

<u>Section Numbers</u>	<u>Proposed Action</u>	<u>Illinois Register Citation</u>
140.478	Amendment	September 29, 1989 (13 Ill. Reg. 15281)
140.479	Amendment	September 29, 1989 (13 Ill. Reg. 15281)
140.480	Amendment	September 29, 1989 (13 Ill. Reg. 15281)
140.481	Amendment	September 29, 1989 (13 Ill. Reg. 15281)
140.543	Amendment	August 18, 1989 (13 Ill. Reg. 13178)
140.560	Amendment	August 18, 1989 (13 Ill. Reg. 13178)
140.561	Amendment	August 18, 1989 (13 Ill. Reg. 13178)
140.562	Amendment	August 18, 1989 (13 Ill. Reg. 13178)
140.525	Amendment	November 17, 1989 (13 Ill. Reg. 17667)
140.526	Amendment	November 17, 1989 (13 Ill. Reg. 17667)
140.528	Amendment	November 17, 1989 (13 Ill. Reg. 17667)
140.565	Repealed	November 17, 1989 (13 Ill. Reg. 17667)
140.566	Repealed	November 17, 1989 (13 Ill. Reg. 17667)
140.567	Repealed	November 17, 1989 (13 Ill. Reg. 17667)
140.568	Repealed	November 17, 1989 (13 Ill. Reg. 17667)

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

<u>Section Numbers</u>	<u>Proposed Action</u>	<u>Illinois Register Citation</u>
140.569	Amendment	October 6, 1989 (13 Ill. Reg. 15612)
10)	Statement of Statewide Policy Objectives This rulemaking has no effect on local governmental units.	
11)	Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Dan Leikvold, Staff Attorney, Office of the General Counsel, Illinois Department of Public Aid, Jesse B. Harris Building II, 3rd Floor, 100 South Grand Avenue East, Springfield, Illinois 62762 (217) 782-1233. The Department will consider all written comments it receives within 30 days of the date of publication of this notice.	
12)	<u>Initial Regulatory Flexibility Analysis:</u>	
A)	Date Proposed Amendments were submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: January 10, 1990.	
B)	Types of small businesses affected: Medical providers.	
C)	Reporting, bookkeeping or other procedures required for compliance: No new procedures required.	
D)	Types of professional skills necessary for compliance: No new skills required.	

The full text of the Proposed Amendments begins on the next page:

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

TITLE 89: SOCIAL SERVICES
CHAPTER I: DEPARTMENT OF PUBLIC AID
SUBCHAPTER d: MEDICAL PROGRAMS

PART 140
MEDICAL PAYMENT

SUBPART A: GENERAL PROVISIONS

Section
140.1 Incorporation By Reference
140.2 Medical Assistance Programs
140.3 Covered Services Under The Medical Assistance Programs for AFDC, AFDC-MANG, AABD, AABD-MANG, RRP, Individuals Under Age 18 Not Eligible for AFDC, Pregnant Women Who Would Be Eligible if the Child Were Born and Pregnant Women and Infants Under Age One Year Who Do Not Qualify As Mandatory Categorically Needy
140.4 Covered Medical Services Under AFDC-MANG for non-pregnant persons who are 18 years of age or older (Repealed)

140.5 Covered Medical Services Under GA and AMI
140.6 Medical Services Not Covered
140.7 Medical Assistance Provided to Individuals Under the Age of Eighteen Who Do Not Qualify for AFDC and Infants Under Age One Year
140.8 Medical Assistance For Qualified Severely Impaired Individuals
140.9 Medical Assistance for a Pregnant Woman Who Would Not Be Categorically Eligible for AFDC/AFDC-MANG if the Child Were Already Born Or Who Do Not Qualify As Mandatory Categorically Needy
140.10 Medical Assistance Provided to Incarcerated Persons

SUBPART B: MEDICAL PROVIDER PARTICIPATION/DRUG MANUAL

Section
140.11 Enrollment Conditions for Medical Providers
140.12 Participation Requirements for Medical Providers
140.13 Definitions
140.14 Denial of Application to Participate in the Medical Assistance Program
140.15 Recovery of Money
140.16 Termination of a Vendor's Eligibility to Participate in the Medical Assistance Program
140.17 Suspension of a Vendor's Eligibility to Participate in the Medical Assistance Program

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Section
140.18 Effect of Termination on Individuals Associated with Vendor
140.19 Application to Participate or for Reinstatement Subsequent to Termination, Suspension or Barring Submittal of Claims
140.20 Covered Medicaid Services for Qualified Medicare Beneficiaries (QMBs)
140.21 Magnetic Tape Billings
140.22 Payment of Claims
140.23 Payment Procedures
140.24 Overpayment or Underpayment of Claims
140.25 Payment to Factors Prohibited
140.26 Assignment of Vendor Payments
140.27 Record Requirements for Medical Providers
140.28 Audits
140.30 False Reporting and Other Fraudulent Activities
140.35 Prior Approval for Medical Services or Items
140.40 Prior Approval in Cases of Emergency
140.41 Limitation on Prior Approval
140.42 Post Approval for items or Services When Prior Approval Cannot Be Obtained
140.43 Drug Manual (Recodified)
140.71 Drug Manual (Recodified)
140.72 Drug Manual (Recodified)
140.73 Drug Manual Updates (Recodified)

SUBPART C: HOSPITAL SERVICES

Section
140.94 Hospital Services (Recodified)
140.95 Participation (Recodified)
140.96 General Requirements (Recodified)
140.97 Special Requirements (Recodified)
140.98 Covered Hospital Services (Recodified)
140.99 Hospital Services Not Covered (Recodified)
140.100 Limitation On Hospital Services (Recodified)
140.101 Transplants (Recodified)
140.102 Heart Transplants (Recodified)
140.103 Liver Transplants (Recodified)
140.104 Bone Marrow Transplants (Recodified)
140.110 Disproportionate Share Hospital Adjustments (Recodified)
140.116 Payment for Inpatient Services for GA (Recodified)
140.117 Hospital Outpatient and Clinic Services (Recodified)
140.200 Payment for Hospital Services During Fiscal Year 1982 (Recodified)
140.201 Payment for Hospital Services After June 30, 1982 (Repealed)

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

Section	
140.202	Payment for Hospital Services During Fiscal Year 1983 (Recodified)
140.203	Limits on Length of Stay by Diagnosis (Recodified)
140.300	Payment for Pre-operative Days and Services Which Can Be Performed in an Outpatient Setting (Recodified)
140.350	Copayments (Recodified)
140.360	Payment Methodology (Recodified)
140.361	Non-Participating Hospitals (Recodified)
140.362	Pre July 1, 1989 Services (Recodified)
140.363	Post June 30, 1989 Services (Recodified)
140.364	Prepayment Review (Recodified)
140.365	Base Year Costs (Recodified)
140.366	Restructuring Adjustment (Recodified)
140.367	Inflation Adjustment (Recodified)
140.368	Volume Adjustment (Repealed)
140.369	Groupings (Recodified)
140.370	Rate Calculation (Recodified)
140.371	Payment (Recodified)
140.372	Review Procedure (Recodified)
140.373	Utilization (Repealed)
140.374	Alternatives (Recodified)
140.375	Exemptions (Recodified)
140.376	Utilization, Case-Mix and Discretionary Funds (Repealed)
140.390	Subacute Alcoholism and Substance Abuse Services (Recodified)
140.391	Definitions (Recodified)
140.392	Types of Subacute Alcoholism and Substance Abuse Services (Recodified)
140.394	Payment for Subacute Alcoholism and Substance Abuse Services (Recodified)
140.396	Rate Appeals for Subacute Alcoholism and Substance Abuse Services (Recodified)
140.398	Hearings (Recodified)

SUBPART D: PAYMENT FOR NON-INSTITUTIONAL SERVICES

Section	
140.400	Payment to Practitioners and Laboratories
140.410	Physicians' Services
140.411	Covered Services By Physicians
140.412	Services Not Covered By Physicians
140.413	Limitation on Physician Services
140.414	Requirements for Prescriptions and Dispensing of Pharmacy Items - Physicians
140.416	Optometric Services and Materials
140.417	Limitations on Optometric Services

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

Section	
140.418	Department of Corrections Laboratory
140.420	Dental Services
140.421	Limitations on Dental Services
140.422	Requirements for Prescriptions and Dispensing Items of Pharmacy Items - Dentists
140.425	Podiatry Services
140.426	Limitations on Podiatry Services
140.427	Requirement for Prescriptions and Dispensing of Pharmacy Items - Podiatry
140.428	Chiropractic Services
140.429	Limitations on Chiropractic Services
140.430	Independent Laboratory Services
140.431	Services Not Covered by Independent Laboratory
140.432	Limitations on Independent Laboratory Services
140.433	Payment for Laboratory Services
140.434	Record Requirements for Independent Laboratories
140.440	Pharmacy Services
140.441	Pharmacy Services Not Covered
140.442	Prior Approval of Prescriptions
140.443	Filling of Prescriptions
140.444	Compounded Prescriptions
140.445	Prescription Items (Not Compounded)
140.446	Over-the-Counter Items
140.447	Reimbursement
140.448	Returned Pharmacy Items
140.449	Payment of Pharmacy Items
140.450	Record Requirements for Pharmacies
140.452	Mental Health Clinic Services
140.453	Definitions
140.454	Types of Mental Health Clinic Services
140.455	Payment for Mental Health Clinic Services
140.456	Hearings
140.460	Clinic Services
140.461	Clinic Participation Requirements
140.462	Covered Services in Clinics
140.463	Encounter Rate Clinics
140.464	Psychiatric Clinics (Hospital-based)
140.465	Speech and Hearing Clinics
140.466	Rural Health Clinics
140.467	Independent Clinics
140.469	Hospice
140.470	Home Health Services
140.471	Home Health Covered Services
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140.948	Negotiation Procedures (Recodified)
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140.952	Closing an ICARE Area (Recodified)
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140.958	Admitting and Clinical Privileges (Recodified)
140.960	Inpatient Hospital Care or Services by Non-Contracting Hospitals Eligible for Payment (Recodified)
140.962	Payment to Hospitals for Inpatient Services or Care not Provided under the ICARE Program (Recodified)
140.964	Contract Monitoring (Recodified)
140.966	Transfer of Recipients (Recodified)
140.968	Validity of Contracts (Recodified)
140.970	Termination of ICARE Contracts (Recodified)
140.972	Hospital Services Procurement Advisory Board (Recodified)
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140.940	Illinois Competitive Access and Reimbursement Equity (ICARE) Program (Recodified)
140.942	Definition of Terms (Recodified)
140.944	Notification of Negotiations (Recodified)
140.946	Hospital Participation in ICARE Program Negotiations (Recodified)
140.948	Negotiation Procedures (Recodified)
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140.954	Administrative Review (Recodified)
140.956	Payments to Contracting Hospitals (Recodified)
140.958	Admitting and Clinical Privileges (Recodified)
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140.972	Hospital Services Procurement Advisory Board (Recodified)

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TABLE A Medicare Recommended Screening Procedures

TABLE B Health Service Areas

TABLE C Capital Cost Areas

TABLE D Schedule of Dental Procedures

TABLE E Time Limits for Processing of Prior Approval Requests

TABLE F Podiatry Service Schedule

TABLE G Travel Distance Standards

TABLE H Staff Time and Allocation by Need Level (Recodified)

TABLE I Staff Time and Allocation for Training Programs

(Recodified)

TABLE J HSA Grouping

AUTHORITY: Implementing Article III of the Illinois Health Finance Reform Act (Ill. Rev. Stat. 1987, ch. 111 1/2, par. 6503-1 et seq.) and implementing and authorized by Articles III, IV, V, VI, VII and Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, ch. 23, pars. 3-1 et seq., 4-1 et seq., 5-1 et seq., 6-1 et seq., 7-1 et seq., and 12-13).

SOURCE: Adopted at 3 Ill. Reg. 24, p. 166, effective June 10, 1979; rule repealed and new rule adopted at 6 Ill. Reg. 8374, effective July 6, 1982; emergency amendment at 6 Ill. Reg. 8508, effective July 6, 1982, for a maximum of 150 days; amended at 7 Ill. Reg. 681, effective December 30, 1982; amended at 7 Ill. Reg. 7956, effective July 1, 1983; amended at 7 Ill. Reg. 8308, effective July 1, 1983; amended at 7 Ill. Reg. 8271, effective July 5, 1983; emergency amendment at 7 Ill. Reg. 8354, effective July 5, 1983, for a maximum of 150 days; amended at 7 Ill. Reg. 8540, effective July 15, 1983; amended at 7 Ill. Reg. 9382, effective July 22, 1983; amended at 7 Ill. Reg. 12868, effective September 20, 1983; peremptory amendment at 7 Ill. Reg. 15047, effective October 31, 1983; amended at 8 Ill. Reg. 17358, effective December 21, 1983; amended at 8 Ill. Reg. 254, effective December 21, 1983; emergency amendment at 8 Ill. Reg. 580, effective January 1, 1984, for a maximum of 150 days; recodified at 8 Ill. Reg. 2483; amended at 8 Ill. Reg. 3012, effective February 22, 1984; amended at 8 Ill. Reg. 5262, effective April 9, 1984; amended at 8 Ill. Reg. 6785, effective April 27, 1984; amended at 8 Ill. Reg. 6983, effective May 9, 1984; amended at 8 Ill. Reg. 7258, effective May 16, 1984; emergency amendment at 8 Ill. Reg. 7910, effective June 1, 1984; amended at 8 Ill. Reg. 10032, effective June 18, 1984; emergency amendment at 8 Ill. Reg. 10062, effective June 20, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 13343, effective July 17, 1984; amended at 8 Ill. Reg. 13779, effective July 24, 1984; Sections 140.72 and 140.73 recodified to 89 Ill. Adm. Code 141

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at 8 Ill. Reg. 16354; amended (by adding sections being codified with no substantive change) at 8 Ill. Reg. 17899; peremptory amendment at 8 Ill. Reg. 18151, effective September 18, 1984; amended at 8 Ill. Reg. 21629, effective October 19, 1984; peremptory amendment at 8 Ill. Reg. 21677, effective October 24, 1984; amended at 8 Ill. Reg. 22097, effective October 24, 1984; peremptory amendment at 8 Ill. Reg. 22155, effective October 29, 1984; peremptory amendment at 8 Ill. Reg. 23218, effective November 20, 1984; emergency amendment at 8 Ill. Reg. 23721, effective November 21, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 25067, effective December 19, 1984; emergency amendment at 9 Ill. Reg. 407, effective January 1, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 2697, effective February 22, 1985; amended at 9 Ill. Reg. 6235, effective April 19, 1985; amended at 9 Ill. Reg. 8677, effective May 28, 1985; amended at 9 Ill. Reg. 9564, effective June 5, 1985; amended at 9 Ill. Reg. 10025, effective June 26, 1985; emergency amendment at 9 Ill. Reg. 11403, effective June 27, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 11357, effective June 28, 1985; amended at 9 Ill. Reg. 12000, effective July 24, 1985; amended at 9 Ill. Reg. 12306, effective August 5, 1985; amended at 9 Ill. Reg. 13998, effective September 3, 1985; amended at 9 Ill. Reg. 14684, effective September 13, 1985; amended at 9 Ill. Reg. 15503, effective October 4, 1985; amended at 9 Ill. Reg. 16312, effective October 11, 1985; amended at 9 Ill. Reg. 19138, effective December 2, 1985; amended at 9 Ill. Reg. 19737, effective December 9, 1985; amended at 10 Ill. Reg. 238, effective December 27, 1985; emergency amendment at 10 Ill. Reg. 798, effective January 1, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 672, effective January 6, 1986; amended at 10 Ill. Reg. 1206, effective January 13, 1986; amended at 10 Ill. Reg. 3041, effective January 24, 1986; amended at 10 Ill. Reg. 6981, effective April 16, 1986; amended at 10 Ill. Reg. 7825, effective April 30, 1986; amended at 10 Ill. Reg. 8128, effective May 7, 1986; emergency amendment at 10 Ill. Reg. 8912, effective May 13, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 11440, effective June 20, 1986; amended at 10 Ill. Reg. 14714, effective August 27, 1986; amended at 10 Ill. Reg. 15211, effective September 12, 1986; emergency amendment at 10 Ill. Reg. 16729, effective September 18, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 18808, effective October 24, 1986; amended at 10 Ill. Reg. 19742, effective November 12, 1986; amended at 10 Ill. Reg. 21784, effective December 15, 1986; amended at 11 Ill. Reg. 698, effective December 19, 1986; amended at 11 Ill. Reg. 1418, effective December 31, 1986; amended at 11 Ill. Reg. 2323, effective January 16, 1987; amended at 11 Ill. Reg. 4002, effective February 25, 1987;

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Section 140.71 recodified to 89 Ill. Adm. Code 141 at 11 Ill. Reg. 4302; amended at 11 Ill. Reg. 4303, effective March 6, 1987; amended at 11 Ill. Reg. 7664, effective April 15, 1987; emergency amendment at 11 Ill. Reg. 9342, effective April 20, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 9169, effective April 28, 1987; amended at 11 Ill. Reg. 10903, effective June 1, 1987; amended at 11 Ill. Reg. 11528, effective June 22, 1987; amended at 11 Ill. Reg. 12011, effective June 30, 1987; amended at 11 Ill. Reg. 12290, effective July 6, 1987; amended at 11 Ill. Reg. 14048, effective August 14, 1987; amended at 11 Ill. Reg. 14771, effective August 25, 1987; amended at 11 Ill. Reg. 16758, effective September 28, 1987; amended at 11 Ill. Reg. 17295, effective September 30, 1987; amended at 11 Ill. Reg. 18696, effective October 27, 1987; amended at 11 Ill. Reg. 20909, effective December 14, 1987; amended at 12 Ill. Reg. 916, effective January 1, 1988; emergency amendment at 12 Ill. Reg. 1960, effective January 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 5427, effective March 15, 1988; amended at 12 Ill. Reg. 6246, effective March 16, 1988; amended at 12 Ill. Reg. 6728, effective March 22, 1988; Sections 140.900 thru 140.912 and 140.914 thru 140.916 Table I recodified to 89 Ill. Adm. Code 147.5 thru 147.205 and 147.207 Table A and 147.208 Table B at 12 Ill. Reg. 6956; amended at 12 Ill. Reg. 6927, effective April 5, 1988; Sections 140.940 thru 140.972 recodified to 89 Ill. Adm. Code 149.5 thru 149.325 at 12 Ill. Reg. 7401; amended at 12 Ill. Reg. 7695, effective April 21, 1988; amended at 12 Ill. Reg. 10497, effective June 3, 1988; amended at 12 Ill. Reg. 10717, effective June 14, 1988; emergency amendment at 12 Ill. Reg. 11868, effective July 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 12509, effective July 15, 1988; amended at 12 Ill. Reg. 14271, effective August 29, 1988; emergency amendment at 12 Ill. Reg. 16921, effective September 28, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 16738, effective October 5, 1988; amended at 12 Ill. Reg. 17879, effective October 24, 1988; amended at 12 Ill. Reg. 18198, effective November 4, 1988; amended at 12 Ill. Reg. 19396, effective November 6, 1988; amended at 12 Ill. Reg. 19734, effective November 15, 1988; amended at 13 Ill. Reg. 125, effective January 1, 1989; amended at 13 Ill. Reg. 2475, effective February 14, 1989; amended at 13 Ill. Reg. 3069, effective February 28, 1989; amended at 13 Ill. Reg. 3351, effective March 6, 1989; amended at 13 Ill. Reg. 3917, effective March 17, 1989; amended at 13 Ill. Reg. 5115, effective April 3, 1989; amended at 13 Ill. Reg. 5718, effective April 10, 1989; Sections 140.850 thru 140.896 recodified to 89 Ill. Adm. Code 146.5 thru 146.225 at 13 Ill. Reg. 7040; amended at 13 Ill. Reg. 7025, effective April 24,

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1989; amended at 13 Ill. Reg. 7786, effective May 20, 1989; Sections 140.94 thru 140.398 recodified to 89 Ill. Adm. Code 148.10 thru 148.390 at 13 Ill. Reg. 9572; emergency amendment at 13 Ill. Reg. 10977, effective July 1, 1989, for a maximum of 150 days; emergency expired November 28, 1989; amended at 13 Ill. Reg. 11516, effective July 3, 1989; amended at 13 Ill. Reg. 12119, effective July 7, 1989; Section 140.110 recodified to 89 Ill. Adm. Code 148.120 at 13 Ill. Reg. 12118; amended at 13 Ill. Reg. 12562, effective July 17, 1989; amended at 13 Ill. Reg. 14391, effective August 31, 1989; emergency amendment at 13 Ill. Reg. 15473, effective September 12, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 16992, effective October 16, 1989; amended at 14 Ill. Reg. 190, effective December 21, 1989; amended at 14 Ill. Reg. _____, effective _____.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

Section 140.420 Dental Services

- a) Payment for dental services shall be made only to licensed dentists. Payment for comprehensive orthodontic care shall be made only to a dentist licensed for provision of such services.
- b) Except for the "services not covered" specified below, payment shall be made for dental services that are:
 - 1) Necessary to relieve pain or infection. Preserve teeth, or restore adequate dental function.
 - 2) Diagnostic, preventive, or restorative services, endodontics, prosthodontics, orthodontics or oral surgery included in the Department's Schedule of Dental Procedures (see Table D at the end of this Part);
 - 3) Performed by the dentist or under the direct supervision of the dentist.
- c) Services for which payment shall not be made include:
 - 1) Routine or periodic examination other than:
 - A) Initial examinations;
 - B) Required school examinations;

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Section 140.420 Dental Services (Cont'd)

Section 140.421 Limitations on Dental Services (Cont'd)

- C) Periodic examinations for children with minimum of 12 months having elapsed since initial or previous periodic examination;
- 2) Partial dentures, bridges, pontics for adults (persons over age 20);
- 3) Orthodontics, posterior endodontics, apexification (a procedure to close an open end of a root) and ~~periodontics~~ for adults;
- 4) Experimental dental care;
- 5) Procedures performed only for cosmetic reasons;
- 6) Acrylic crown;
- 7) ~~Prephyaxis-and-fluoride~~ Fluoride for adults;
- 8) Space maintainers for adults;
- 9) Alveoloplasty (surgical preparation of gum ridge for dentures) and frenulectomy (cutting through soft tissue impeding tongue movement) for adults.

(Source: Amended at 14 Ill. Reg. _____, effective _____)

Section 140.421 Limitations on Dental Services

a) Prior approval is required for:

- 1) Space maintainers (will not be approved if an adult as defined in Section 140.420);
- 2) Crowns;
- 3) Endodontics;
- 4) Periodontics;
- 5) Dentures;
- 6) Bridgework;
- 7) Orthodontics (to be approved, the procedure must

be to treat a severe handicapping malocclusion or a handicapping dento-facial deformity);

- 8) Extraction of impacted teeth;
- 9) Alveoloplasty (will not be approved if an adult as defined in Section 140.420);
- 10) Cyst excisions;
- 11) Frenulectomy (will not be approved if an adult as defined in Section 140.420);
- 12) Analgesia (nitrous oxide);
- 13) Dental services not included in the Department's Schedule of Dental Procedures (See Table D at the end of this part).

b) The dentist may request post-approval when a dental procedure requiring prior approval is provided on an emergency basis. Approval of the procedures shall be given if, in the judgment of a consulting dentist of the Department or a consulting dental service, the procedure is necessary to prevent dental disease or to restore and maintain adequate dental function to assure good bodily health and the well-being of the patient.

c) Payment for complete and partial dentures is limited to one set every three years; payment for a bridge is limited to once in five years. Bridgework will be reimbursed only if there has not been placement of a partial denture within the prior three years.

d) Root canals, apexification, and apicoectomy procedures are covered for children for anterior teeth, bicusps, and permanent first molars. Root canals are covered for adults only for anterior teeth.

e) Periodontal treatment is covered for children and for those adults who reside in ICF/DD facilities.

e)f) Full mouth series of x-rays are covered only once every three years.

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(Source: Amended at 14 Ill. Reg. _____, effective _____)

Section 140. Table D Schedule of Dental Procedures

a) Diagnostic

1) Clinical Oral Examinations

- A) Initial oral examination
- B) Periodic oral examination for individuals through age 20 (minimum of 12 months required since most recent dental examination)
- C) School examination as required by Illinois School Code (Section 1-1 et seq. of The School Code, Ill. Rev. Stat. 1987, ch. 122, par. 1-1 et seq.)

2) Radiographs

- A) Intraoral--complete series (including bitewings)
- B) Intraoral periapical--single, first film
- C) Intraoral periapical--one additional film
- D) Intraoral periapical--two additional films
- E) Intraoral periapical--three additional films
- F) Intraoral periapical--four additional films
- G) Intraoral periapical--five additional films
- H) Intraoral periapical--six additional films
- I) Intraoral periapical--seven additional films
- J) Intraoral periapical--eight or more additional films
- K) Bitewing--single film
- L) Bitewings--two films

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NOTICE OF PROPOSED AMENDMENTS

Section 140. Table D Schedule of Dental Procedures (Cont'd)

- M) Bitewings--three films
- N) Bitewings--four films
- O) Panoramic--maxilla and mandible, film
- P) Panoramic--one tooth treated
- Q) Panoramic--two teeth treated
- R) Panoramic--three teeth treated
- S) Panoramic--four teeth treated
- T) Panoramic--five teeth treated
- U) Panoramic with bitewings (and anterior periapicals as needed)

b) Preventive

1) Dental Prophylaxis

Children (beginning at age 2 through age 20)

Adults (applicable only to those adults who reside in ICF/DD facilities)

2) Fluoride Treatments

Topical application of acid fluoride phosphate--one treatment (excluding prophylaxis) (beginning at age 2 through age 20)

3) Space Management Therapy (use of appliances to maintain space for tooth eruption)

- A) Fixed--unilateral type
- B) Fixed--bilateral type
- C) Removable bilateral type
- D) Recementation of space maintainer

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Section 140. Table D Schedule of Dental Procedures (Cont'd)

c) Restorative

- 1) Amalgam Restorations (including polishing)
 - A) Amalgam--one surface, deciduous
 - B) Amalgam--two surfaces (separate fillings), deciduous
 - C) Amalgam--three surfaces (separate fillings), deciduous
 - D) Amalgam--four surfaces (separate fillings), deciduous
 - E) Amalgam--five surfaces (separate fillings), deciduous
 - F) Amalgam--one two-surface filling, deciduous
 - G) Amalgam--two two-surface fillings, deciduous
 - H) Amalgam--one three-surface filling, deciduous
 - I) Amalgam--one four-surface filling, deciduous
 - J) Amalgam--one surface, permanent
 - K) Amalgam--two surfaces (separate fillings), permanent
 - L) Amalgam--three surfaces (separate fillings), permanent
 - M) Amalgam--four surfaces (separate fillings), permanent
 - N) Amalgam--five surfaces (separate fillings), permanent
 - O) Amalgam--one two-surface filling, permanent
 - P) Amalgam--two two-surface fillings, permanent
 - Q) Amalgam--one three-surface filling, permanent

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Section 140. Table D Schedule of Dental Procedures (Cont'd)

- R) Amalgam--one four or more-surface filling, permanent
- S) Pin retention--exclusive of amalgam
- 2) Acrylic or Plastic Restorations
 - A) Composite resin--one surface
 - B) Composite resin--two surfaces (separate fillings)
 - C) Composite resin--three surfaces (separate fillings)
 - D) Composite resin--four surfaces (separate fillings)
 - E) Composite resin--five surfaces (separate fillings)
 - F) Composite resin--one two-surface filling
 - G) Composite resin--two two-surface fillings
 - H) Composite resin--one three or more-surface filling
 - I) Composite resin (involving incisal angle)
 - J) Pin retention--exclusive of composite resin
- 3) Crowns--Single Restorations Only
 - A) Plastic--prefabricated
 - B) Prefabricated stainless steel--primary
 - C) Prefabricated stainless steel--permanent
 - D) Prefabricated post and core in addition to crown
- 4) Other Restorative Services

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Section 140. Table D Schedule of Dental Procedures (Cont'd)

- A) Recement inlays
B) Recement crowns
C) Fillings (sedative)
- d) Endodontics
- 1) Pulpotomy (excluding final restoration)
- Vital pulpotomy (including bases and x-rays)
- 2) Root Canal Therapy (includes treatment plan, treatment x-rays, clinical procedures and follow-up care; excludes final restoration)
- A) One Canal -- traditional technique
B) One Canal -- Sargenti technique
C) Two Canals -- traditional technique
D) Two Canals -- Sargenti technique
E) Three Canals -- First Permanent Molar -- traditional technique
F) Three Canals -- First Permanent Molar -- Sargenti technique
G) Apexification
- 3) Periapical Services
- Apicoectomy--performed as separate surgical procedure (per root)
- e) Periodontics
- Periodontal Treatment (applicable only to children and to those adults who reside in ICF/DD facilities; requires submission of prescribed course of treatment and usual and customary charge)
- f) Prosthodontics, Removable

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Section 140. Table D Schedule of Dental Procedures (Cont'd)

- 1) Complete Dentures--including six months' post delivery care
- A) Complete upper
B) Complete lower
- 2) Partial Dentures--including six months' post delivery care
- A) Upper--without clasps, acrylic base
B) Lower--without clasps, acrylic base
C) Upper--with two chrome clasps with rests, acrylic base
D) Lower--with chrome clasps with rests, acrylic base
E) Lower--with chrome lingual bar & two clasps, acrylic base
F) Upper--with chrome palatal bar & two clasps, acrylic base
- 3) Non-Delivered Dentures
- A) Non-delivery, Full Denture
B) Non-delivery, Claspless Partial Denture
C) Non-delivery, Partial Denture, Two Clasps
D) Non-delivery, Partial Denture, Two Clasps and Lingual or Palatal Bar
- 4) Repairs to Dentures
- A) Repair broken complete or partial denture--no teeth damaged
B) Repair broken complete or partial denture--replace one broken tooth
C) Replace additional teeth--each tooth

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

Section 140. Table D Schedule of Dental Procedures (Cont'd)

- D) Replace broken tooth on denture--no other repairs
- E) Adding tooth to partial denture to replace extracted tooth--each tooth (not involving clasp or abutment tooth)
- 5) Denture Relining
 - A) Relining upper complete denture (laboratory)
 - B) Relining lower complete denture (laboratory)
 - C) Relining upper partial denture (laboratory)
 - D) Relining lower partial denture (laboratory)

g) Prosthodontics, Fixed

1) Bridge Pontics

- A) Porcelain fused to nonprecious metal
- B) Plastic processed to nonprecious metal

2) Crowns

- A) Resin with predominantly base metal
- B) Porcelain fused to metal

3) Other Prosthetic Services

- A) Recement bridge
- B) Dowel pin--metal

h) Oral Surgery

1) Extractions

- A) Single tooth
- B) Each additional tooth

2) Surgical Extractions

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

Section 140. Table D Schedule of Dental Procedures (Cont'd)

- A) Surgical removal of erupted tooth, requires elevation of mucoperiosteal flap and removal of bone and/or section of tooth
- B) Extraction, soft tissue impaction
- C) Extraction, partial bone impaction
- D) Extraction, complete bone impaction
- E) Root recovery (surgical removal of residual root)

3) Other Surgical Procedures

Surgical exposure of impacted or unerupted tooth to aid eruption

4) Alveoloplasty (surgical preparation of ridge for dentures)

- A) One quadrant
- B) Two quadrants
- C) Three quadrants
- D) Four quadrants

5) Removal of Cysts and Neoplasms

- A) Removal of odontogenic cyst or tumor--up to 1.25 cm in diameter
- B) Removal of odontogenic cyst or tumor--over 1.25 cm in diameter
- C) Removal of nonodontogenic cyst or tumor--up to 1.25 cm in diameter
- D) Removal of nonodontogenic cyst or tumor--over 1.25 cm in diameter
- 6) Treatment of Fractures--simple

NOTICE OF PROPOSED AMENDMENTS

Section 140. Table D Schedule of Dental Procedures (Cont'd)

- A) Maxilla--open reduction, teeth immobilized (if present)
- B) Maxilla--closed reduction, teeth immobilized (if present)
- C) Mandible--open reduction, teeth immobilized (if present)
- D) Mandible--closed reduction, teeth immobilized (if present)

7) Treatment of Fractures--compound

- A) Maxilla--open reduction
- B) Maxilla--closed reduction
- C) Mandible--open reduction
- D) Mandible--closed reduction

8) Reduction of Dislocation

- A) Open reduction of dislocation
- B) Closed reduction of dislocation

9) Other Oral Surgery

Frenulectomy--separate procedure (frenectomy or frenotomy)

i) Orthodontics

Comprehensive Orthodontic Treatment

- 1) Initial examination, records, radiographs, study models and facial photographs
- 2) Initial orthodontic appliance
- 3) Each month of treatment
- 4) Initial orthodontic evaluation (describe extent of evaluation)

NOTICE OF PROPOSED AMENDMENTS

Section 140. Table D Schedule of Dental Procedures (Cont'd)

j) Adjunctive General Services

- 1) Unclassified Treatment
Palliative (emergency) treatment of dental pain, minor procedures

2) Anesthesia

- A) General
- B) Analgesia

C) Intravenous sedation

- 3) Professional Consultation--(diagnostic service provided by dentist other than practitioner providing treatment)

Consultation

4) Drugs

- A) Therapeutic drug injection
- B) Other drugs and/or medicaments

5) Miscellaneous Services

Unspecified (by report to be described by statement of attending dentist)

(Source: Amended at 14 Ill. Reg. _____, effective _____)

ILLINOIS RACING BOARD

NOTICE OF PROPOSED AMENDMENTS

- 1) The Heading of the Part: Programs
- 2) Code Citation: 11 Ill. Adm. Code 415
- 3) Section Number: Proposed Action:
415.10 Amendment
- 4) Statutory Authority: 11l. Rev. Stat. 1985, ch. 8,
pars. 9(b), 15
- 5) A Complete Description of the Subjects and Issues
Involved: This rulemaking establishes a provision to
the general public and patrons of Illinois racetracks
of any and all surcharges imposed by each Illinois
racetrack.
- 6) Will this proposed rule replace an emergency rule
currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal
date? No.
- 8) Does this proposed rule (amendment, repealer) contain
incorporation by reference? No.
- 9) Are there any proposed rules pending in this Part? No.
- 10) Statement of Statewide Policy Objectives: Not
applicable, no local governmental units will be
required to increase expenditures as a result of this
rulemaking.
- 11) Time, Place and Manner in which interested persons may
comment on this proposed rulemaking: Any interested
person may submit written comments concerning this
rulemaking. All comments must be submitted in writing
and should be addressed to:
- Robert M. Podlasek
Board Counsel
State of Illinois Center
Illinois Racing Board
100 West Randolph
Suite 11-100
Chicago, Illinois 60601

The Illinois Racing Board will consider all written
comment it receives within 30 days of the date of
publication of this notice.

ILLINOIS RACING BOARD

NOTICE OF PROPOSED AMENDMENTS

- 12) Initial Regulatory Flexibility Analysis:
- A) Date rule was submitted to the Business
Assistance Office of the Department of Commerce
and Community Affairs: January 5, 1990
- B) Types of small businesses affected: 'No small
businesses are affected.
- C) Reporting, bookkeeping or other procedures
required for compliance: Not applicable
- D) Types of professional skills necessary for
compliance: Not applicable.

The full text of the Proposed Amendments begins on the next
page:

NOTICE OF PROPOSED AMENDMENTS

TITLE 11: ALCOHOL, HORSE RACING, AND LOTTERY

SUBTITLE B: HORSE RACING

CHAPTER I: ILLINOIS RACING BOARD

SUBCHAPTER b: RULES APPLICABLE TO ORGANIZATION LICENSEES

PART 415
PROGRAMS

Section

415.10 Required Information
415.20 Supply Information for Patrons
415.30 Thoroughbred Programs
415.40 Harness Programs
415.50 Quarterhorse Programs

AUTHORITY: Implementing and authorized by Section 9(b) of the Illinois Horse Racing Act of 1975 (Ill. Rev. Stat. 1981, ch. 8, par. 37-9(b)).

SOURCE: Adopted at 4 Ill. Reg. 43, effective October 20, 1980; codified at 5 Ill. Reg. 10900; emergency amendment at 7 Ill. Reg. 16201, effective November 28, 1983, for a maximum of 150 days; amended at 8 Ill. Reg. 5698, effective April 16, 1984; amended at 14 Ill. Reg. ____, effective ____.

Section 415.10 Required Information

Programs shall contain the following information:

- a) A recitation that the race meeting is conducted pursuant to a license issued by the Board and pursuant to the rules and regulations of the Board.
- b) The address and telephone number of the central office of the Board.
- c) The names of the Board members, the officers and directors of the organization licensee, and Board and track racing officials.
- d) The advertised post time of the first pari-mutuel race of the program.

NOTICE OF PROPOSED AMENDMENTS

- e) The information specified in rule B10.6 (11 Ill. Adm. Code 410.60) (regarding the Special Purse and Reward Fund).
- f) A notice to patrons indicating which horses have been administered furosemide prior to the race and a symbol which denote, where applicable, that the horse had been administered furosemide for the first time.
- g) A prominent notice that there is an information and/or complaint window or windows where complaints may be made by members of the public. Such notice shall specify the exact location of such window or windows.
- h) An organizations election to impose a surcharge under Section 26.3 of the Horse Racing Act of 1975 shall be stated conspicuously in the official program.

(Source: Amended at 14 Ill. Reg. ____, effective ____.)

ILLINOIS RACING BOARD

NOTICE OF PROPOSED AMENDMENTS

- 1) The Heading of the Part: Trifecta Rules
- 2) Code Citation: 11 Ill. Adm. Code 409
- 3) Section Number: Proposed Action:
409.65 Amendment
- 4) Statutory Authority: Ill. Rev. Stat. 1985, ch. 8,
pars. 9(b), 15
- 5) A Complete Description of the Subjects and Issues
Involved:
This rulemaking establishes an additional condition to
ensure the quality and competitiveness of Trifecta Races.
- 6) Will this proposed rule replace an emergency rule
currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date?
No.
- 8) Does this proposed rule (amendment, repealer) contain
incorporation by reference? No.
- 9) Are there any other proposed amendments pending in this
part? Yes.
- 10) Statement of Statewide Policy Objectives: Not
applicable, no local governmental units will be required
to increase expenditures as a result of this rulemaking.
- 11) Time, Place, and Manner in which interested persons may
comment on this proposed rulemaking: Any interested
person may submit written comments concerning this
rulemaking. All comments must be submitted in writing
and should be addressed to:

Robert M. Podlasek
Illinois Racing Board
Board Counsel
State of Illinois
100 West Randolph
Suite 11-100
Chicago, Illinois 60601

The Illinois Racing Board will consider all written comment
it receives within 30 days of the date of publication of
this notice.

ILLINOIS RACING BOARD

NOTICE OF PROPOSED AMENDMENTS

- 12) Initial Regulatory Flexibility Analysis:
 - A) Date rule was submitted to the Business Assistance
Office of the Department of Commerce and Community
Affairs: January 5, 1990
 - B) Types of small businesses affected: No small
businesses are affected.
 - C) Reporting, bookkeeping or other procedures required
for compliance: Not applicable.
 - D) Types of professional skills necessary for
compliance: Not applicable.

The full text of the Proposed Amendment begins on the next page:

ILLINOIS RACING BOARD

NOTICE OF PROPOSED AMENDMENTS

TITLE 11: ALCOHOL, HORSE RACING, AND LOTTERY

SUBTITLE B: HORSE RACING

CHAPTER I: ILLINOIS RACING BOARD

SUBCHAPTER b: RULES APPLICABLE TO ORGANIZATION LICENSEES

PART 409

TRIFECTA RULES

Section	
409.10	Trifecta Wager
409.20	Entries and Fields Prohibited
409.30	Winning Combinations
409.40	Dead Heat
409.50	Irregular Wagering Pattern
409.60	Special Conditions for Thoroughbred Trifecta Race (Repealed)
409.65	Trifecta Races
409.70	Special Conditions for Harness Trifecta Races (Repealed)
409.75	Restrictions on Thoroughbred Trifecta Races
409.80	Waiver of Rules (Repealed)
409.85	Restrictions on Harness Trifecta Races

AUTHORITY: Implementing and authorized by Section 9(b) of the Illinois Horse Racing Act of 1975 (Ill. Rev. Stat. 1979, ch. 8, par. 37-9(b)).

SOURCE: Adopted at 4 Ill. Reg. 38, p. 187, effective September 8, 1980; codified at 5 Ill. Reg. 10894; emergency amendment at 9 Ill. Reg. 2532, effective February 8, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 10271, effective June 21, 1985; amended at 14 Ill. Reg. _____, effective _____.

ILLINOIS RACING BOARD

NOTICE OF PROPOSED AMENDMENTS

Section 409.65 Trifecta Rules

- a) Subject to the restrictions in 11 Ill. Adm. Code 409.75 and 409.85, the racing secretary shall select a race as a trifecta race after consideration of the following criteria which are listed in order of priority:

- 1) the quality of the race;
- 2) his judgment regarding the competitiveness of the race;
- 3) the number of horses entered; and
- 4) the distance of the race.

(Source: Amended at 14 Ill. Reg. _____, effective _____.)

ILLINOIS COMMERCE COMMISSION

NOTICE OF ADOPTED AMENDMENT

- 1) The Heading of the Part: Uniform System of Accounts for Gas Utilities
- 2) Code Citation: 83 Ill. Adm. Code 505
- 3) Section numbers: Adopted Action:
505.10 Amendment
- 4) Statutory Authority: Implementing Sections 5-102 and 5-103 and authorized by Section 10-101 of The Public Utilities Act (Ill. Rev. Stat. 1987, ch. 111 2/3, pars. 5-102, 5-103, and 10-101).
- 5) Effective Date of Amendment: January 16, 1990
- 6) Does this rulemaking contain an automatic repeal date? No.
- 7) Does this amendment contain incorporations by reference? Yes. Approval form not necessary for this type of incorporation.
- 8) Date Filed in Agency's Principal Office: January 10, 1990
- 9) Notice of Proposal Published in Illinois Register:
August 25, 1989, at 13 Ill. Reg. 13361
- 10) Has JCAR issued a Statement of Objections to this amendment? No.
- 11) Difference(s) between proposal and final version: In the Table of Contents, "505.5180 Account 518" has been deleted. This item was inserted erroneously. There has never been an Account 518 in the text of Part 505.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? No changes required.
- 13) Will this amendment replace an emergency amendment currently in effect? No.
- 14) Are there any amendments pending on this Part? No.
- 15) Summary and Purpose of Amendments: This amendment corrects a typographical error in the incorporation by reference.

ILLINOIS COMMERCE COMMISSION

NOTICE OF ADOPTED AMENDMENT

- 16) Information and questions regarding this adopted amendment shall be directed to:

Conrad Rubinkowski
Illinois Commerce Commission
527 East Capitol Avenue
P.O. Box 19280
Springfield, IL 62794-9280
(217)785-8439

The full text of the Adopted Amendment begins on the next page:

ILLINOIS REGISTER

ILLINOIS COMMERCE COMMISSION

NOTICE OF ADOPTED AMENDMENT

TITLE 83: PUBLIC UTILITIES

CHAPTER I: ILLINOIS COMMERCE COMMISSION

SUBCHAPTER d: GAS UTILITIES

PART 505

UNIFORM SYSTEM OF ACCOUNTS FOR GAS UTILITIES

SUBPART A: GENERAL PROVISIONS AND ADOPTION OF CFR PROVISIONS BY REFERENCE

Section	
505.10	Adoption of 18 CFR 201 by Reference
505.20	Adoption of 18 CFR 216 by Reference

SUBPART B: ADDITIONS TO AND DELETIONS FROM CFR PROVISIONS

Section	
505.200	Definitions
505.210	General Instruction 1
505.250	General Instruction 5
505.270	General Instruction 7
505.280	General Instruction 7.1
505.330	General Instruction 12
505.340	General Instruction 13
505.370	General Instruction 16
505.380	General Instruction 17
505.390	General Instruction 18
505.410	General Instruction 20
505.420	Gas Plant Instruction 2
505.430	Gas Plant Instruction 3
505.450	Gas Plant Instruction 5
505.470	Gas Plant Instruction 7
505.500	Gas Plant Instruction 10
505.550	Gas Plant Instruction 15
505.940	Income Chart of Accounts
505.970	Operation and Maintenance Expense Chart of Accounts
505.1020	Account 102
505.1030	Account 103
505.1050	Account 105
505.1051	Account 105.1
505.1080	Account 108
505.1660	Account 166
505.4090	Account 409 (reserved)
505.4160	Account 416
505.4261	Account 426.1
505.4390	Account 439
505-5180	Account-518

ILLINOIS REGISTER

ILLINOIS COMMERCE COMMISSION

NOTICE OF ADOPTED AMENDMENT

505.9140 Accounts 914 and 915

505.9302 Account 930.2

APPENDIX G Operation and Maintenance Expense Accounts

EXHIBIT A Accounts 914 and 915

AUTHORITY: Implementing Sections 5-102 and 5-103 and authorized by Section 10-101 of The Public Utilities Act (Ill. Rev. Stat. 1987, ch. 111 2/3, pars. 5-102, 5-103, and 10-101).

SOURCE: Adopted July 14, 1960, effective January 1, 1962; old rules repealed, new rules adopted and codified at 8 Ill. Reg. 177, effective January 1, 1984; amended at 9 Ill. Reg. 4022, effective April 1, 1985; amended at 9 Ill. Reg. 13083, effective August 15, 1985; amended at 13 Ill. Reg. 10858, effective July 1, 1989; amended at 14 Ill. Reg. 1605, effective January 16, 1990.

SUBPART A: GENERAL PROVISIONS AND ADOPTION OF CFR PROVISIONS BY REFERENCE

Section 505.10 Adoption of 18 CFR 201 by Reference

The Illinois Commerce Commission adopts 18 CFR §201, as of January 1, 1988, as its uniform system of accounts for gas utilities, subject to the exceptions set forth in Section 505.200 et seq. of this Part. No incorporation in this Part includes any later amendment or edition.

(Source: Amended at 14 Ill. Reg. 1605, effective January 16, 1990)

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

1) Heading of the Part:

College Immunization Code

2) Code Citation:

77 Ill. Adm. Code 694

3) Section Numbers:

694.10

694.20

694.100

694.110

694.120

694.200

694.210

694.220

Appendix A

Appendix B

Appendix C

Adopted Action:

New Section

New Section

New Section

New Section

New Section

New Section

New Section

New Section

New Section

New Section

4) Statutory Authority:

"An ACT concerning education and amending an Act herein named" Ill. Rev. Stat. 1988 Supp., ch. 144, par. 2601 et seq.

5) Effective Date of Rules:

January 19, 1990

6) Does this Rulemaking Contain an Automatic Repeal Date? Yes No X

If "yes," please specify date:

7) Does this Rulemaking Contain Any Incorporations by Reference? Yes No XIf "yes," please specify type: 6.02(a) or 6.02(b)

If "6.02(b)," was a copy of the approval form issued by the Joint Committee attached to this rulemaking? Yes No

8) Date Filed in Agency's Principal Office:

January 19, 1990

9) Date Notice(s) of Proposal was Published in Illinois Register:

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

April 21, 1989 - 13 Ill. Reg. 5491

10) Has the Joint Committee on Administrative Rules issued a Statement of Objections to this/these Rules? Yes X No

If "yes," please complete the following:

A) Statement of Objection: October 6, 1989, 13 Ill. Reg. 15888B) Agency Response: December 22, 1989, 13 Ill. Reg. 20136C) Date Agency Response Submitted for Approval to the Joint Committee:
December 4, 198911) Difference Between Proposal and Final Version:

The following changes were made in response to comments received during the first notice or public comment period:

In Section 694.20 Definition of "Health care provider," the Department will replace "college or university health care official" with "registered nurse employed by a school, college, or university."

In Section 694.20 definition of "Post-secondary educational institution," the Department will replace "Post-secondary educational institution" means a public or private college or university covered by Section 1(b) of the Act" with the following:

"POST SECONDARY EDUCATIONAL INSTITUTION" MEANS A PUBLIC OR PRIVATE COLLEGE OR UNIVERSITY OFFERING DEGREES AND INSTRUCTION ABOVE THE HIGH SCHOOL LEVEL, AND SHALL INCLUDE, BUT NOT BE LIMITED TO,

ANY AND ALL PRIVATE COLLEGES AND UNIVERSITIES; THE UNIVERSITY OF ILLINOIS, SOUTHERN ILLINOIS UNIVERSITY; THE SEVERAL UNIVERSITIES AND COLLEGES UNDER THE GOVERNANCE OF THE BOARD OF GOVERNORS OF STATE COLLEGES AND UNIVERSITIES; THE SEVERAL REGENCY UNIVERSITIES AND COLLEGES UNDER THE GOVERNANCE OF THE BOARD OF REGENTS; AND ANY OTHER PUBLIC UNIVERSITY NOW OR HEREFTER ESTABLISHED OR AUTHORIZED BY THE GENERAL ASSEMBLY.

THE TERM NOT INCLUDE ANY PUBLIC OR PRIVATE JUNIOR OR COMMUNITY COLLEGE (e.g. any institution organized or licensed under the Private Business and Vocational Schools Act (11. Rev. Stat. 1987, ch. 144, par. 136 et seq.) or AN ACT providing for the regulation of privately-operated colleges, junior colleges and universities (11. Rev. Stat. 1987, ch. 144, par. 121 et seq., or Public Community College Act (11. Rev. Stat. 1987, ch. 122,

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

par. 101-1 et seq.), OR ANY INSTITUTION OFFERING DEGREES AND INSTRUCTION WHICH UTILIZES CORRESPONDENCE AS ITS PRIMARY MODE OF STUDENT INSTRUCTION.

(Section 1(b) of the Act)

In Appendix A, Part III, the Department will replace "college or university health service" with "registered nurse employed by a school, college, or university" in both locations.

In Appendix C, 6, the Department will replace "rubella" with "rubeola."

Response to the Administrative Code Division

In the Table of Contents, the Department will leave a blank line between the last Section of Subpart C and Appendix A.

In the Authority note, the Department will place the title of the Act within quotations marks, delete the comma following the title of the Act, include the Public Act number and effective date within parentheses and abbreviate Public Act to "P.A."

In the Statutory Language Note, the Department will delete "or paraphrase."

In Section 694.20 definition of "Act," the Department will make the same changes made in the authority note.

In Section 694.20 definition of "Student health record," the Department will place this definition in alphabetical order.

In Section 694.20 definition of "Term," the Department will capitalize the first letter of "part."

In Section 694.100(a)(1)(A), the Department will replace "DTP, DT, OR Td vaccine" with "Diphtheria, Tetanus, and Pertussis (DTP), Diphtheria and Tetanus (DT), or Tetanus and Diphtheria (Td)."

In Section 694.110(c), the Department will replace "20 U.S.C. 1231g and the regulations issued pursuant thereto" with "Family Educational Rights and Privacy Act, Section 99.36 (20 U.S.C. 1231g) and CFR 34."

In Section 694.120(c), the Department will replace "20 U.S.C. 1231g and the regulations issued pursuant thereto" with "Family Educational Rights and Privacy Act, Section 99.36 (20 U.S.C. 1231g) and CFR 34."

In Section 694.200(b) and (d), the Department will change the term "paragraph" to "subsection" and enclose the labels in parentheses.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

In Appendix A and B, the Department will add the term "(Continued)" on the second pages.

The following changes were made in response to comments and suggestions of the Joint Committee on Administrative Rules:

In the Authority note, the Department will revise it to read "Implementing and authorized by 'AN ACT concerning education and amending an Act herein named'."

In Section 694.20, the Department will delete the definition of "One class".

In Section 694.20, the Department will change "junior colleges" to read "junior colleges" in the definition of "Post-Secondary Education Institution".

In Section 694.20, the language "or the Barber, Cosmetology and Esthetics Act of 1985 (Ill. Rev. Stat. 1987, ch. III, par. 1701-1 et seq.)" will be added to the definition of "Post-secondary educational institution."

In the second sentence in the definition of "Proof of Immunity" of Section 694.20, the Department will delete the language "shall be consistent with the format as prescribed in the Certificate of Immunity Form (See Appendix A)" and replace it with "utilized by an institution shall include, as a minimum, the basic elements listed in Appendix C and in an outline form similar to that as prescribed on the Certificate of Immunity form. See Appendix A".

In Section 694.20, the Department will delete the definition of "Student."

In the second sentence in the definition of "Student health record" in Section 694.20, the Department will delete the language "shall be consistent with the format as prescribed on the Certificate of Immunity Form (See Appendix A)" and replace it with "utilized by an institution shall include, as a minimum, the basic elements listed in Appendix C and in an outline form similar to that as prescribed on the Certificate of Immunity Form. See Appendix A".

In Section 694.100(a), the Department will delete the year "1989" between the words "Fall" and "term".

infected naturally and may be considered to be immune".

In Sections 694.110(c) and 694.120(c), Department will change "(20 U.S.C. 1231g)" to read "(20 U.S.C. 1232g)".

In Section 694.120(c), the Department will capitalize the "p" in Part.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

In Section 694.210, the Department will rewrite it to read "A student may be exempted from the immunization requirements specified in this Part upon acceptance by the designated record-keeping office of a written statement by the student (or his/her parent or guardian, if the student is a minor) detailing his/her objection to immunization on the ground that they conflict with the tenet and practices of a recognized church or religious organization, of which the student is an adherent or member."

In Section 694.220(a), the Department will add the language "semester, quarter" after the words "a term".

In the second sentence in Section 694.220(c), the Department will add the following language. "This includes students who are only enrolled in courses where no direct (physical) interaction occurs between the student and others receiving similar instruction (e.g. telecourses, courses by way of mail)".

In Appendix A, the Department will revise "Religious Exemption" to read "A written statement by the student (or his/her parent or guardian, if the student is a minor) detailing his/her objection to immunization on the ground that they conflict with the tenet and practices of a recognized church or religious organization, of which the student is an adherent or member."

This change is necessary in order to be consistent with, the language of "Religious Exemption" in Section 694.210.

It is the Department's intent to submit the "Certificate of Immunity Form" and the "Summary Report of the Immunization Status of College/University Students Form" to the Department of Central Management Services pursuant to the requirements of the "Forms Management practice Act".

In addition, various typographical, grammatical and form changes were made in response to the comments from the Administrative Code Division and the Joint Committee on Administrative Rules.

In response to the Joint Committee on Administrative Rules objection to the definition of "Student", the Department has made the following modifications:

In Section 694.20, the Department deleted the definition of "Student."

In Section 694.100, the Department redrafted subsection (c) to read as follows:

Proof of immunity may also be provided by one of the following:

- 1) A copy of the student's Illinois high school record which complies with the immunization requirements of this Part;

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

- 2) In lieu of proof of immunity as defined in this Part, evidence of birth on or before January 1, 1957 such as a birth certificate, drivers license, or personal identification card issued by the Secretary of State.

12) Have all the changes agreed upon by the Agency and the Joint Committee been made as indicated in the agreement letter issued by the Joint Committee?

The Department has made all the changes to which it agreed with the Joint Committee.

13) Will the Rules Replace an Emergency Rule Currently in Effect?

Yes ___ No X

14) Are there any other Amendments Pending on this Part? Yes ___ No X

If Yes:

Section Numbers

Proposed Action

Ill. Reg. Citation

15) Summary and Purpose of Rules:

These rules specify the immunization entrance and reporting requirements for college/university admission in Illinois. The rules require all full-time college students to present proof of immunity or qualification for an exemption when enrolling in a post-secondary education institution.

The purpose of immunization requirements for public and private colleges and universities is to prevent the introduction and spread of vaccine-preventable diseases among students, and the secondary spread of such diseases into the surrounding community.

16) Information and Questions regarding this Adopted Rulemaking shall be directed to:

Mr. Robert John Kane, Division of Governmental Affairs, Department of Public Health, 525 West Jefferson, Second Floor, Springfield, Illinois 62761, 217/782-6187.

The full text of the Adopted Rules begins on the next page:

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

TITLE 77: PUBLIC HEALTH
 CHAPTER I: DEPARTMENT OF PUBLIC HEALTH
 SUBCHAPTER K: COMMUNICABLE DISEASE CONTROL AND IMMUNIZATIONS

PART 694
 COLLEGE IMMUNIZATION CODE

SUBPART A: GENERAL PROVISIONS

SECTION
 694.10 Purpose
 694.20 Definitions

SUBPART B: IMMUNIZATION REQUIREMENTS

694.100 Proof of Immunity
 694.110 Recordkeeping
 694.120 Completion and Submission of the Summary Report

SUBPART C: EXEMPTIONS

694.200 Medical Exemption
 694.210 Religious Exemption
 694.220 Classification Exemption

Appendix A Certificate of Immunity Form
 Appendix B Summary Report of the Immunization Status of College/University Students
 Appendix C Required Elements of Health Record

AUTHORITY: Implementing and authorized by "AN ACT concerning education and amending an Act herein named" (Ill. Rev. Stat. 1988 Supp., ch. 144, par. 2601 et seq.).

SOURCE: Adopted at 14 Ill. Reg. 1609, effective January 19, 1990.

NOTE: Capitalization denotes statutory language.

SUBPART A: GENERAL PROVISIONS

Section 694.10 Purpose

The purpose of immunization requirements for public and private colleges and universities is to prevent the introduction and spread of vaccine-preventable diseases among students and the secondary spread of such diseases into the surrounding community. This Part specifies the circumstances under which proof of immunization shall be required for enrollment in a public or private college or university.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

Section 694.20 Definitions

"Act" means "AN ACT concerning education and amending an Act herein named" (Ill. Rev. Stat. 1988 Supp., ch. 144, par. 2601 et seq.).

"Certificate of immunity" means a form acceptable to a post-secondary educational institution signed by a health care provider who has administered an immunizing agent to a student (or has reviewed health records evidencing such administration), specifying the vaccine administered and the date of administration.

"DEPARTMENT" MEANS THE ILLINOIS DEPARTMENT OF PUBLIC HEALTH. (Section 1(a) of the Act)

"Designated record keeping office" means the office designated by a post-secondary educational institution as responsible for maintaining student immunization records. In institutions with health services, that office shall be the designated office of record.

"Enroll" means the student is a bona fide member of the post-secondary educational institution's student body receiving academic credit for on-campus instruction.

"Health care provider" means a physician licensed to practice medicine in all of its branches (M.D. or D.O.), local health authority, registered nurse employed by a school, college or university or a Department recognized vaccine provider.

"POST-SECONDARY EDUCATIONAL INSTITUTION" MEANS A PUBLIC OR PRIVATE COLLEGE OR UNIVERSITY OFFERING DEGREES AND INSTRUCTION ABOVE THE HIGH SCHOOL LEVEL, AND SHALL INCLUDE, BUT NOT BE LIMITED TO,

ANY AND ALL PRIVATE COLLEGES AND UNIVERSITIES; THE UNIVERSITY OF ILLINOIS; SOUTHERN ILLINOIS UNIVERSITY; THE SEVERAL UNIVERSITIES AND COLLEGES UNDER THE GOVERNANCE OF THE BOARD OF GOVERNORS OF STATE COLLEGES AND UNIVERSITIES; THE SEVERAL REGENCY UNIVERSITIES AND COLLEGES UNDER THE GOVERNANCE OF THE BOARD OF REGENTS; AND ANY OTHER PUBLIC UNIVERSITY NOW OR HEREFTER ESTABLISHED OR AUTHORIZED BY THE GENERAL ASSEMBLY.

THE TERM SHALL NOT INCLUDE ANY PUBLIC OR PRIVATE JUNIOR OR COMMUNITY COLLEGE (e.g. any institution organized or licensed under the Private Business and Vocational Schools Act (Ill. Rev. Stat. 1987, ch. 144, par. 136 et seq.) or "AN ACT providing for the regulation of privately-operated colleges, junior colleges and universities" (Ill. Rev. Stat. 1987, ch. 144, par. 121 et seq.), or Public Community College Act (Ill. Rev. Stat. 1987, ch. 122, par. 101-1 et seq.), or the Barber, Cosmetology and

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Esthetics Act of 1985 (Ill. Rev. Stat. 1987, ch.111, par. 1701-1 et seq.), OR ANY INSTITUTION OFFERING DEGREES AND INSTRUCTION WHICH UTILIZES CORRESPONDENCE AS ITS PRIMARY MODE OF STUDENT INSTRUCTION.

A) Any combination of three or more doses of Diphtheria, Tetanus, and Pertussis (DTP), Diphtheria and Tetanus (DT) or Tetanus and Diphtheria (Td) vaccine, with the most recent dose having been received within 10 years prior to enrollment.

(Section 1(b) of the Act)

"Proof of immunity" means evidence of appropriate immunization, physician diagnosed disease, or laboratory evidence of immunization documented in writing by a health care provider in accordance with the requirements of this Part. The content of the immunization record form utilized by an institution shall include, as a minimum, the basic elements listed in Appendix C and in an outline form similar to that as prescribed on the Certificate of Immunity Form. (See Appendix A.)

"Student health record" means a record containing the immunization status of a student relating to the vaccine-preventable diseases covered by this Part. The content of the immunization record form utilized by an institution shall include, as a minimum, the basic elements listed in Appendix C and in an outline form similar to that as prescribed on the Certificate of Immunity Form. (See Appendix A.)

"Summary report" means a form developed by the Department for gathering statistical information on the number of students enrolled at a post-secondary educational institution, the number with proof of immunity, the number with medical or religious exemptions, and the number otherwise without proof of immunity.

"Term" means any period of on campus instruction offered by a post-secondary educational institution. Students enrolling for the first time during a special term of less than the traditional duration (Summer Session, Interim, Intersession, etc.) may be permitted to enroll in an immediate following term of traditional length before providing proof of immunity in accordance with this Part.

SUBPART B: IMMUNIZATION REQUIREMENTS

Section 694.100 Proof of Immunity

a) Beginning with the Fall term, students who enroll at a post-secondary educational institution shall present to the designated record keeping office proof of immunity evidencing the following immunizations:

1) Diphtheria, Tetanus

B) The minimum time interval between the first and second dose must have been at least four weeks, with the third dose having been received at least six months after the second or last dose of the basic series.

C) Receipt of Tetanus Toxoid (T.T.) vaccine is not acceptable in fulfilling this requirement.

2) Measles

A) Immunization with live measles virus vaccine on or after the first birthday. If vaccine was received prior to 1968, proof must be provided that a live virus vaccine, without gamma globulin, was administered; or

B) Laboratory (serologic) evidence of measles immunity; or

C) A physician's signed confirmation of disease history and date of conclusive diagnosis.

3) Rubella

A) Immunization with rubella vaccine on or after the first birthday; or

B) Laboratory (serologic) evidence of rubella immunity.

C) History of disease is not acceptable as proof of immunity.

4) Mumps

A) Immunization with live mumps vaccine on or after the first birthday; or

B) A physician's signed confirmation of disease history and date of conclusive diagnosis.

C) Laboratory (serologic) evidence of mumps is not acceptable as proof of immunity.

b) Proof of immunity may be provided by a certificate of immunity containing the following information:

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- 1) The month, day and year of vaccine receipt for measles, mumps, and rubella. Whole year dates (e.g., 1969) are acceptable only when it is clear that the student was at least twelve months of age when the vaccine was received.
- 2) The month, day and year of vaccine receipt for diphtheria and tetanus.
- c) Proof of immunity may also be provided by one of the following:
 - 1) A copy of the student's Illinois high school health record which complies with the immunization requirements of this Part;
 - 2) In lieu of proof of immunity as defined in this Part, evidence of birth on or before January 1, 1957 such as a birth certificate, drivers license, or personal identification card issued by the Secretary of State.
 - d) Additional immunization entries made in a student health record by a post-secondary educational institution shall be based upon a certificate of immunity which complies with the requirements of this Part.
 - e) A student who enrolls at a post-secondary educational institution without providing proof of immunity shall be precluded from enrolling at that institution in a subsequent term unless the student provides proof of immunity acceptable to the designated record keeping office or is granted a medical or religious exemption by the institution.
 - f) Students shall provide proof of immunity each time they transfer to another post-secondary educational institution.

Section 694.110 Recordkeeping

- a) The designated record keeping office shall maintain records containing the required elements (as in Appendix C) of the immunization status of each student. The required elements shall be in accordance with the Certificate of Immunity Form (Appendix A). The student health records shall be maintained by the post-secondary educational institution.
- b) If an exemption has been granted for medical or religious reasons, or if laboratory evidence of immunity has been submitted, a copy of the request for exemption or the laboratory report must be kept with the student health record.
- c) A post-secondary educational institution shall keep susceptibility lists by disease category indicating the names of all students who

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have not provided proof of immunity. Such lists shall be disclosed to the Department in health and safety emergencies in accordance with Family Educational Rights and Privacy Act, Section 99.36 (20 U.S.C. 1232g) and CFR 34.

Section 694.120 Completion and Submission of the Summary Report

- a) Each post-secondary educational institution shall submit an annual summary report (as in Appendix B) to the Department within eight weeks after commencement of the fall term of the academic year.
- b) The summary report shall be signed by an official of the designated record keeping office certifying that the information provided is correct.
- c) In order to determine compliance with this Part the Department, or its designated representative, may audit student health records, as they relate to certification of immunity, from which personal identifiable information has been deleted in accordance with Family Educational Rights and Privacy Act, Section 99.36 (20 U.S.C. 1232g) and CFR 34.

Section 694.200 Medical Exemption

- a) A student may be exempted from one or more of the specific immunization requirements specified in this Part upon acceptance by the designated record keeping office of a written statement by a physician indicating the nature and probable duration of the medical condition or circumstances that contraindicates such immunization(s), identifying the specific vaccine(s) which could be detrimental to the student's health.
- b) Female students may be granted temporary exemption from immunization against measles, mumps, and rubella under subsection (a) above if pregnancy or suspected pregnancy is certified by a written physician's statement.
- c) If student is on an approved schedule of receipt of all necessary doses of Td vaccine, the student will be granted temporary medical exemption for the duration of the approved schedule.
- d) If a student's medical condition or circumstances later permit immunization, the exemption(s) granted under subsection (a),(b) or (c) above shall thereupon terminate and the student shall be required to obtain the immunization(s) from which the student has been exempted.

Section 694.210 Religious Exemption

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A student may be exempted from the immunization requirements specified in this Part upon acceptance by the designated record keeping office of a written statement by the student (or the student's parent or guardian, if the student is a minor) detailing the student's objection to immunization on the ground that they conflict with the tenet and practices of a recognized church or religious organization, of which the student is an adherent or member.

Section 694.220 Classification Exemption

Students are exempt from the immunization requirements of this Part if they are enrolled for:

- a) Only one class during a term, semester, quarter; or
- b) Instruction solely involving research, field work, or study outside of a classroom environment; or
- c) Instruction which utilizes correspondence as its primary mode of delivery. This includes students who are only enrolled in courses where no direct (physical) interaction occurs between the student and others receiving similar instruction (e.g. telecourses, courses by way of mail).

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Appendix A Certificate of Immunity Form

Certificate of Immunity

Part I - To be completed by student				Middle Initial		Student Identification Number	
Last Name (Please Print)	Sex	F	M	Home Telephone Number ()	Term Attending (Check One) Winter <input type="checkbox"/> Spring <input type="checkbox"/> Summer <input type="checkbox"/> Fall <input type="checkbox"/>	Year	
<div style="display: flex; justify-content: space-between;"> <div> <p>Part II - Compliance by Copy of Certificate of Child Health Examination, Attached (Check box)</p> <p>_____ to release this immunization record to the Illinois Department of Public Health, or its designated representative, (for compliance audits and in the event of a health or safety emergency).</p> </div> <div> <p>Part III - To be completed and signed by health care provider*. ALL DATES MUST INCLUDE MONTH, DAY AND YEAR</p> </div> </div>							
<p>1. Primary series completed? (Must include at least two dates - month, day and year)</p> <div style="display: flex; justify-content: space-between;"> <div> <p>_____</p> <p>Month Day Year</p> </div> <div> <p>_____</p> <p>Month Day Year</p> </div> </div>							
<p>2. Most recent booster? (Must be within last 10 yrs) <input type="checkbox"/> _____</p> <p>Month Day Year</p>							
<p>3. Exemptions? <input type="checkbox"/> Attach physician's statement of contraindication</p> <p style="text-align: center;">Yes</p> <div style="display: flex; justify-content: space-between;"> <div> <p><input type="checkbox"/> Date of Illness _____</p> <p><input type="checkbox"/> Date of Test _____</p> <p><input type="checkbox"/> Date _____</p> </div> <div> <p><input type="checkbox"/> Attach physician's statement of contraindication</p> <p>_____</p> </div> </div>							
<p>4. Exemptions? <input type="checkbox"/> Attach physician's statement of contraindication</p> <p style="text-align: center;">Yes</p> <div style="display: flex; justify-content: space-between;"> <div> <p><input type="checkbox"/> Date of Test _____</p> <p><input type="checkbox"/> Date _____</p> <p><input type="checkbox"/> Attach physician's statement of contraindication</p> </div> <div> <p><input type="checkbox"/> Attach physician's statement of contraindication</p> <p>_____</p> </div> </div>							
<p>5. Exemptions? <input type="checkbox"/> Attach physician's statement of contraindication</p> <p style="text-align: center;">Yes</p> <div style="display: flex; justify-content: space-between;"> <div> <p><input type="checkbox"/> Date of Illness _____</p> <p><input type="checkbox"/> Date of Test _____</p> <p><input type="checkbox"/> Date _____</p> </div> <div> <p><input type="checkbox"/> Attach physician's statement of contraindication</p> <p>_____</p> </div> </div>							

Signature of Physician

Attach copy of laboratory report

Signature of Physician

Attach copy of laboratory report

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Attach copy of laboratory report

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NOTICE OF ADOPTED RULES

Appendix A Certificate of Immunity Form (Continued)

MUST BE COMPLETED AND RETURNED PRIOR TO THE STUDENT'S FIRST ENROLLMENT

NOTE: Illinois law requires incoming new students to document immunity to measles, rubella, mumps and tetanus/diphtheria.

The following rules will apply:

1. All dates must include Month, Day and Year.
2. Part III: Proof of immunity may be provided by a copy of the student's Certificate of Child Health Examination from an Illinois high school which provides the complete information necessary to assure compliance with the act. The Certificate of Child Health Examination must be reviewed for compliance and attached to this form. Part III need not be completed.
3. Part III: must be completed and signed by a health care provider*.
4. All laboratory evidence of immunity must be accompanied by a copy of the laboratory report.
5. History of disease is not acceptable as proof of immunity for rubella.
6. All live virus vaccines must have been given on or after the first birthday.
7. Mumps titer is not acceptable as proof of immunity.
8. Only the following exemptions will be accepted and statements must accompany this record:
 Medical Contraindications - A written, signed and dated statement from a physician stating the specific vaccine or vaccines contraindicated and duration or medical condition that contraindicates the vaccine(s).
 Religious Exemption - A written, signed and dated statement by the student (or parent/guardian if the student is a minor) describing his/her objection to immunization on the ground that they conflict with the tenet and precepts of a recognized church or religious organization, of which the student is an adherent or member.
 Pregnancy or Suspected Pregnancy - A signed statement from a physician stating the student is pregnant or pregnancy is suspected.
 Anyone with a vaccine exemption may be excluded from the college/university in the event of a measles, rubella, mumps or diphtheria outbreak in accordance with public health recommendations.
9. All records not in English must be accompanied by a certified translation.
- 10.

*Physician licensed to practice medicine in all of its branches (M.D., or D.O.), a local health authority, registered nurse employed by a school, college or university, or a Department recognized vaccine provider.

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Appendix B Summary Report of the Immunization Status of College/University Students

**Illinois Department of Public Health
Division of Infectious Disease
Immunization Program**

Summary Report of the Immunization Status of College/University Students

Academic Year _____

Name of College/University _____

Name of Designated Record Keeping Office _____

Telephone Number _____

Address _____

City, State, Zip Code _____

Instructions:

The summary report should provide the immunization status of the Institution's students as of the 10th day of enrollment. The completed report must be returned directly to the Illinois Department of Public Health within 8 weeks of the beginning of the fall term of the academic year. For additional instructions, see the attachment.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

Appendix B

Summary Report of the Immunization Status of College/University Students (Continued)

Part I - Immunization Status of Students by Disease Category				
Detail of Immunization Status	Tetanus/ Diphtheria	Measles	Rubella	Mumps
A. Number of students protected and in compliance with immunization requirements				
B. Number of students unprotected but in compliance with immunization requirements (Total of 1, 2 and 3 below)				
1. Documentation of religious objection				
2. Documentation of medical contraindication				
3. Approved schedule from physician/clinic for completion of required doses				
C. Number of students not in compliance				
D. Summary Exemptions				
E. Total of A, B and C				
Part II - Student Enrollment and Compliance Summary				
A. Total official head count enrollment				
B. Total head count required to provide proof of immunity				
C. Total number of students currently enrolled not in compliance				
Part III - Certification				
Name of person completing report	Title	Telephone Number	Completion Date	
I certify that the foregoing information is correct and complete in accordance with the institution's records as of this date.				
Signature of Designated Record Keeper				Date

- Appendix C Required Elements of Health Record
1. Name
 2. Student Identification Number
 3. Month, Day, and Year of Birth
 4. Sex
 5. Term and Year of First Entry
 6. Dates to Establish Immunity to Measles (Rubeola)
 7. Dates to Establish Immunity To Rubella
 8. Dates to Establish Immunity to Mumps
 9. Dates to Establish Immunity to Tetanus/Diphtheria
 10. Date of Most Recent Tetanus/Diphtheria Booster
 11. Phone Number of Certifying Health Care Provider
 12. Name and Signature of Health Care Provider

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENT

- 1) The Heading of the Part: Pay Plan
- 2) The Code Citation: 80 Ill. Adm. Code 310
- 3) Section Number:
310.270
Peremptory Action:
Amended
- 4) Reference to the specific State or Federal Court Order, Federal Rule or Statute which requires this Peremptory Rulemaking:
Section 2 of the Illinois Administration Procedure Act (Ill. Rev. Stat. 1987, ch. 127, par. 1002)
- 5) Statutory Authority: Ill. Rev. Stat. 1987, ch. 127, par. 1607
- 6) Effective Date: January 11, 1990
- 7) A Complete Description of the Subjects and Issues Involved:

The Governor recently signed Senate Bill 86 into law which made numerous changes to the Workers' Compensation and Workers' Occupational Diseases Acts. One of the changes involves the appointment of a certified Arbitrator (in the Illinois Industrial Commission) to serve as an acting Commissioner in the absence of a full time Commissioner. The Arbitrator serving as an acting Commissioner shall be paid the same rate as that established by the Compensation Review Board for a Commissioner which is currently \$63,000. Therefore, we are amending Section 310.270 to allow for an Arbitrator to be paid as an acting Commissioner.

- 8) Does this rulemaking contain an automatic repeal date? Yes ☐ No ☒
If "yes", please specify date:

- 9) Date Filed in Agency's Principle Office:

- 10) Is this Rule in compliance with Section 5.03 of the Illinois Administrative Procedures Act? Yes

- 11) Are there any proposed amendments pending to this part? Yes

<u>Section Numbers</u>	<u>Proposed Action</u>	<u>Ill. Reg. Citation</u>
310.230	Amended	13 Ill. Reg. 17521 (November 17, 1989)
310.280	Amended	13 Ill. Reg. 17521 (November 17, 1989)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENT

310. App. A, Table D Amended 13 Ill. Reg. 17521
(November 17, 1989)
310. App. A, Table E Amended 13 Ill. Reg. 17521
(November 17, 1989)
310. App. A, Table F Amended 13 Ill. Reg. 17521
(November 17, 1989)
310. App. A, Table J Amended 13 Ill. Reg. 17521
(November 17, 1989)
310. App. A, Table O Amended 13 Ill. Reg. 17521
(November 17, 1989)
310. App. A, Table P Amended 13 Ill. Reg. 17521
(November 17, 1989)
310. App. A, Table S Amended 13 Ill. Reg. 17521
(November 17, 1989)
310. Appendix B Amended 13 Ill. Reg. 17521
(November 17, 1989)
310. App. A, Table G Amended 14 Ill. Reg. 1990
(January __, 1990)
310. App. A, Table K Amended 14 Ill. Reg. 1990
(January __, 1990)
310. App. A, Table T Amended 14 Ill. Reg. 1990
(January __, 1990)

12) Statement of Statewide Objectives:

These amendments to the Pay Plan pertain only to State employees subject to the Personnel Code and do not set out any guidelines that are to be followed by local or other jurisdictional bodies within the State.

- 13) The name, address and telephone number of the person to whom information and questions concerning this peremptory rule shall be directed to:

Within 45 days, comments should be written and addressed to:

Mr. Michael Murphy
Department of Central Management Services
Division of Technical Services
504 William G. Stratton Building
Springfield, Illinois 62706

Telephone: (217) 782-5601

The full text of the Adopted Amendment is as follows:

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENT

NOTICE OF PEREMPTORY AMENDMENT

TITLE 80: PUBLIC OFFICIALS AND EMPLOYEES
SUBTITLE B: PERSONNEL RULES, PAY PLANS, AND
POSITION CLASSIFICATIONS

CHAPTER I: DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

PART 310
PAY PLAN

SUBPART A: NARRATIVE

Section	
310.20	Policy and Responsibilities
310.30	Jurisdiction
310.40	Pay Schedules
310.50	Definitions
310.60	Conversion of Base Salary to Pay Period Units
310.70	Conversion of Base Salary to Daily or Hourly Equivalents
310.80	Increases in Pay
310.90	Decreases in Pay
310.100	Other Pay Provisions
310.110	Implementation of Pay Plan Changes, Effective July 1, 1989
310.120	Interpretation and Application of Pay Plan
310.130	Effective Date
310.140	Reinstitution of Within Grade Salary Increases
310.150	Fiscal Year 1985 Pay Changes in Schedule of Salary Grades, effective July 1, 1984 (Repealed)

SUBPART B: SCHEDULE OF RATES

Section	
310.205	Introduction
310.210	Prevailing Rate
310.220	Negotiated Rate
310.230	Part-Time Daily or Hourly Special Services Rate
310.240	Hourly Rate
310.250	Member, Patient and Inmate Rate
310.260	Trainee Rate
310.270	Legislated and Contracted Rate
310.280	Designated Rate
310.290	Out-of-State or Foreign Service Rate
310.300	Education Rate
310.310	Physician Specialist Rate
310.320	Annual Compensation Ranges for Executive Director and Assistant Executive Director, State Board of Elections
310.330	Excluded Classes Rate (Repealed)

SUBPART C: MERIT COMPENSATION SYSTEM

Section	
310.410	Jurisdiction
310.420	Objectives
310.430	Responsibilities
310.440	Merit Compensation Salary Schedule
310.450	Procedures for Determining Annual Merit Increases
310.455	Intermittent Merit Increase
310.456	Merit Zone
310.460	Other Pay Increases
310.470	Adjustment
310.480	Decreases in Pay
310.490	Other Pay Provisions
310.500	Definitions
310.510	Conversion of Base Salary to Pay Period Units
310.520	Conversion of Base Salary to Daily or Hourly Equivalents
310.530	Implementation
310.540	Annual Merit Increase Guidechart for Fiscal Year 1990
310.550	Fiscal Year 1985 Pay Changes in Merit Compensation System, effective July 1, 1984 (Repealed)

APPENDIX A Negotiated Rates of Pay

TABLE A	HR-190 (Department of Central Management Services - State of Illinois Building - SEIU)
TABLE B	HR-200 (Department of Labor - Chicago, Illinois - SEIU)
TABLE C	RC-069 (Firefighters, AFSCME)
TABLE D	HR-001 (Teamsters Local #726)
TABLE E	RC-020 (Teamsters Local #330)
TABLE F	RC-019 (Teamsters Local #25)
TABLE G	RC-045 (Automotive Mechanics, ISEA)
TABLE H	RC-006 (Corrections Employees, AFSCME)
TABLE I	RC-009 (Institutional Employees, AFSCME)
TABLE J	RC-014 (Clerical Employees, AFSCME)
TABLE K	RC-023 (Registered Nurses, INA)
TABLE L	VR-004 (Illinois State Treasurer's Office Employees, Teamsters and IFT)
TABLE M	RC-027 (Educators, AFSCME) (Repealed)
TABLE N	RC-027 (Physician Rates, AFSCME) (Repealed)
TABLE O	RC-028 (Paraprofessional Human Services Employees, AFSCME)
TABLE P	RC-029 (Paraprofessional Investigatory and Law Enforcement Employees, ISEA)
TABLE Q	RC-033 (Meat Inspectors, ISEA)
TABLE R	RC-042 (Residual Maintenance Workers, AFSCME)
TABLE S	HR-012 (Fair Employment Practices Employees, SEIU)
TABLE T	HR-010 (Teachers of Deaf, IFT)
TABLE U	HR-010 (Teachers of Deaf, Extracurricular Paid Activities)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENT

NOTICE OF PEREMPTORY AMENDMENT

TABLE V	CU-500 (Corrections, Meet and Confer Employees)
TABLE W	RC-062 (Technical Employees, AFSCME)
TABLE X	RC-063 (Professional Employees, AFSCME)
TABLE Y	RC-063 (Educators, AFSCME)
TABLE Z	RC-063 (Physicians, AFSCME)
APPENDIX B	Schedule of Salary Grades - Monthly and Annual Rates of Pay for Fiscal Year 1990
APPENDIX C	Physician Administrator Rates and Medical Facilities
APPENDIX D	Administrator Rates for Fiscal Year 1990
APPENDIX E	Merit Compensation System Salary Schedule for Fiscal Year 1990
APPENDIX F	Teaching Salary Schedule (Repealed)
	Physician and Physician Specialist Salary Schedule (Repealed)

AUTHORITY: Implementing and authorized by Section 8a(2) of the Personnel Code (111. Rev. Stat. 1987, ch. 127, par. 63b108a(2)).

SOURCE: Filed June 28, 1967; codified at 8 Ill. Reg. 1558; emergency amendment at 8 Ill. Reg. 1990, effective January 31, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 2440, effective February 15, 1984; emergency amendment at 8 Ill. Reg. 3348, effective March 5, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 4249, effective March 16, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 5704, effective April 16, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 7290, effective May 11, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 11299, effective June 25, 1984; emergency amendment at 8 Ill. Reg. 12616, effective July 1, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 15007, effective August 6, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 15367, effective August 13, 1984; emergency amendment at 8 Ill. Reg. 21310, effective October 10, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 21544, effective October 24, 1984; amended at 8 Ill. Reg. 22844, effective November 14, 1984; emergency amendment at 9 Ill. Reg. 1134, effective January 16, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 1320, effective January 23, 1985; amended at 9 Ill. Reg. 3681, effective March 12, 1985; emergency amendment at 9 Ill. Reg. 4163, effective March 15, 1985, for a maximum of 150 days; emergency amendment at 9 Ill. Reg. 9231, effective May 31, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 9420, effective June 7, 1985; amended at 9 Ill. Reg. 10663, effective July 1, 1985; emergency amendment at 9 Ill. Reg. 15043, effective September 24, 1985, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 3325, effective January 22, 1986; amended at 10 Ill. Reg. 3230, effective January 24, 1986; emergency amendment at 10 Ill. Reg. 8904, effective May 13, 1986, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 8928, effective May 13, 1986; emergency amendment at 10 Ill. Reg. 12090, effective June 30, 1986, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 13675,

effective July 31, 1986; peremptory amendment at 10 Ill. Reg. 14867, effective August 26, 1986; amended at 10 Ill. Reg. 15567, effective September 17, 1986; emergency amendment at 10 Ill. Reg. 17765, effective September 30, 1986, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 19132, effective October 28, 1986; peremptory amendment at 10 Ill. Reg. 21097, effective December 9, 1986; amended at 11 Ill. Reg. 648, effective December 22, 1986; peremptory amendment at 11 Ill. Reg. 3363, effective February 3, 1987; peremptory amendment at 11 Ill. Reg. 4388, effective February 27, 1987; peremptory amendment at 11 Ill. Reg. 6291, effective March 23, 1987; amended at 11 Ill. Reg. 5901, effective March 24, 1987; emergency amendment at 11 Ill. Reg. 8787, effective April 15, 1987, for a maximum of 150 days; emergency amendment at 11 Ill. Reg. 11830, effective July 1, 1987, for a maximum of 150 days; peremptory amendment at 11 Ill. Reg. 13675, effective July 29, 1987; amended at 11 Ill. Reg. 14984, effective August 27, 1987; peremptory amendment at 11 Ill. Reg. 15273, effective September 1, 1987; peremptory amendment at 11 Ill. Reg. 17919, effective October 19, 1987; peremptory amendment at 11 Ill. Reg. 19812, effective November 19, 1987; emergency amendment at 11 Ill. Reg. 20664, effective December 4, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 20778, effective December 11, 1987; peremptory amendment at 12 Ill. Reg. 3811, effective January 27, 1988; peremptory amendment at 12 Ill. Reg. 5459, effective March 3, 1988; amended at 12 Ill. Reg. 6073, effective March 21, 1988; peremptory amendment at 12 Ill. Reg. 7783, effective April 14, 1988; emergency amendment at 12 Ill. Reg. 7734, effective April 15, 1988, for a maximum of 150 days; peremptory amendment at 12 Ill. Reg. 8135, effective April 22, 1988; peremptory amendment at 12 Ill. Reg. 9745, effective May 23, 1988; emergency amendment at 12 Ill. Reg. 11778, effective July 1, 1988, for a maximum of 150 days; emergency amendment at 12 Ill. Reg. 12895, effective July 18, 1988, for a maximum of 150 days; peremptory amendment at 12 Ill. Reg. 13306, effective July 27, 1988; corrected at 12 Ill. Reg. 13359; amended at 12 Ill. Reg. 14630, effective September 6, 1988; amended at 12 Ill. Reg. 20449, effective November 28, 1988; peremptory amendment at 12 Ill. Reg. 20584, effective November 28, 1988; peremptory amendment at 13 Ill. Reg. 8080, effective May 10, 1989; amended at 13 Ill. Reg. 8849, effective May 30, 1989; peremptory amendment at 13 Ill. Reg. 8970, effective June 26, 1989; emergency amendment at 13 Ill. Reg. 10967, effective June 20, 1989, for a maximum of 150 days; emergency amendment expired on November 17, 1989; amended at 13 Ill. Reg. 11451, effective June 28, 1989; emergency amendment at 13 Ill. Reg. 11854, effective July 1, 1989, for a maximum of 150 days; peremptory amendment at 13 Ill. Reg. 12887, effective July 24, 1989; amended at 13 Ill. Reg. 16950, effective October 20, 1989; amended at 13 Ill. Reg. 19921, effective December 12, 1989; amended at 14 Ill. Reg. 615, effective January 2, 1990; peremptory amendment at 14 Ill. Reg. 1627, effective January 11, 1990.

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES
NOTICE OF PEREMPTORY AMENDMENT

Section 310.270 Legislated and Contracted Rate

The rate of pay for employees occupying positions which require payment in accordance with specified rates set forth in legislation or by contract. The positions and rates of pay in this section are as follows:

Arbitrator
Annual Salary
\$59,000

When an Arbitrator is serving as an acting Commissioner of the Illinois Industrial Commission, the appropriate rate will be the same as the rate set for a Commissioner.

(Source: Peremptory amendment at 14 Ill. Reg. 1627, effective January 11, 1990)

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY
SECOND NOTICES RECEIVED

The following second notices were received by the Joint Committee on Administrative Rules during the period of January 8, 1990, through January 12, 1990, and have been scheduled for review by the Committee at its February 8, 1990 meeting. Other items not contained in this published list may also be considered by the Joint Committee at its February meeting. Members of the public wishing to express their views with respect to a proposed rule should submit written comments to the Joint Committee at the following address: Joint Committee on Administrative Rules, 509 South Sixth Street, Room 500, Springfield, IL 62701.

<u>Second Notice Expires</u>	<u>Agency and Rule</u>	<u>Start of First Notice</u>	<u>Scheduled for Consideration by JCAR</u>
2/23/90	<u>Department of Rehabilitation Services, Special Education Personnel (89 Ill. Adm. Code 810)</u>	9/1/89 13 Ill. Reg. 13739	February 8, 1990
2/26/90	<u>Department of Insurance, Accident and Health Risk Ratio Notice (50 Ill. Adm. Code 938)</u>	11/17/89 13 Ill. Reg. 17592	February 8, 1990
2/26/90	<u>Department of Central Management Services, Pay Plan (80 Ill. Adm. Code 310)</u>	11/17/89 13 Ill. Reg. 17521	February 8, 1990
2/26/90	<u>Department of Central Management Services, Conditions of Employment (80 Ill. Adm. Code 303)</u>	11/13/89 13 Ill. Reg. 17169	February 8, 1990
2/26/90	<u>Department of Revenue, Income Tax (86 Ill. Adm. Code 100)</u>	11/27/89 13 Ill. Reg. 18188	February 8, 1990
2/26/90	<u>Department of Mines and Minerals, The Illinois Explosives Act (62 Ill. Adm. Code 200)</u>	11/27/89 13 Ill. Reg. 18061	February 8, 1990
2/26/90	<u>Department of Mines and Minerals, Surface Mined Land Conservation and Reclamation Act (62 Ill. Adm. Code 300)</u>	11/27/89 13 Ill. Reg. 18103	February 8, 1990

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

SECOND NOTICES RECEIVED
(page 2)

Second Notice Expires	Agency and Rule	Start of First Notice	Scheduled for Consideration by JC&R
2/26/89	Department of Mines and Minerals, An Act Relating to the Manufacture, Possession, Storage, Transportation, Use, Sale, or Gift of Explosives; Repeal of (62 Ill. Adm. Code 200)	11/27/89 13 Ill. Reg. 18056	February 8, 1990

ILLINOIS REGISTER

EXECUTIVE ORDER
90-1

EXECUTIVE ORDER FOR THE
ESTABLISHMENT OF AN INTERAGENCY COUNCIL ON CENSUS COORDINATION

WHEREAS, every ten years the Census Bureau of the United States Department of Commerce conducts a Census of the entire United States; and

WHEREAS, the results from each Census count form a basic understanding of the demographic characteristics of our country, state, counties, cities, and communities; and

WHEREAS, the upcoming Census count in April 1990 must accurately reflect the composition of the United States, individual states, counties, cities, and communities in order to assist in rational, efficient decision-making in the public and private sectors; and

WHEREAS, the results from each Census count are used to determine distribution of federal formula funds; and

WHEREAS, Illinois must be accurately represented in the upcoming Census count in order to receive its equitable share of federal formula funding; and

WHEREAS, Illinois businesses, labor unions, community groups, and community leaders should play an active role in promoting a full Census count because it is in the best interest of the people of Illinois; and

WHEREAS, every individual in America has a legal responsibility to be counted in the 1990 Census; and

WHEREAS, the State of Illinois should assist citizens in their legal responsibility to be counted in the 1990 Census by providing public information about the significance of the Census and how to participate in the process.

THEREFORE, I, James R. Thompson, order the following:

1. The establishment of an Interagency Council on Census Coordination to assist in public education of the 1990 Census.

2. Council membership will include representatives from the following state agencies:

Department of Central Management Services
 Department on Aging
 Department of Alcoholism and Substance Abuse
 Department of Commerce and Community Affairs
 Department of Corrections
 Illinois State Data Center/ Illinois Bureau of the Budget
 Department of Employment Security
 Illinois State Toll Highway Authority
 Department of the Lottery
 Department of Public Aid
 Department of Public Health
 Department of Rehabilitation Services
 Department of Revenue
 Department of Transportation

3. The designation of the Illinois Information Service within the Department of Central Management Services as the lead entity in developing a comprehensive public information campaign to educate Illinois citizens about their legal responsibility to register in the 1990 Census.
4. All Council member agencies will create a public information campaign about the 1990 Census that is appropriate to educate Illinois citizens they serve;

5. As the lead entity the Illinois Information Service will:

1. Chair the Interagency Council on Census Coordination;
2. Provide technical assistance to all agencies requesting help with their public information campaigns;

3. Provide support services (assist with developing brochures, videos, and other public information materials) to all interested agencies;
 4. Ensure that the State of Illinois has an aggressive, coordinated outreach effort to inform all Illinoisans about the April 1990 Census.
6. The Council will meet regularly from January 1, 1990 to May 1, 1990 to coordinate Census activity. The Council will develop a written summary of all public information activity on or before July 1, 1990.

This executive Order Number 1 (1990) shall become effective upon filing with the Secretary of State.

Issued January 10, 1990. Filed January 10, 1990.

PROCLAMATION
90-006

Antioch Rescue Squad Day

WHEREAS, with the help of the Kenosha Chapter of the American Red Cross, the Antioch Rescue Squad was formed in 1939 by a group of concerned individuals who recognized the need for emergency medicine in the Antioch Chain-Of-Lakes area; and

WHEREAS, in 1971, the Antioch Rescue Squad achieved recognition as Illinois' first Paramedic-Mobile Intensive Care Unit and also had seven of the state's first certified paramedics; and

WHEREAS, in its 50th year of service, the Antioch Rescue Squad remains an all-volunteer organization and continues to provide 24-hour emergency care to Antioch Township;

THEREFORE, I, James R. Thompson, Governor of the State of Illinois, proclaim February 17, 1990, as ANTIOCH RESCUE SQUAD DAY in Illinois in honor of the squad's 50th year of dedication to the Antioch community.

Issued January 8, 1990. Filed January 16, 1990.

PROCLAMATION
90-007

Recognizes Frank R. Zimmerman

WHEREAS, Frank R. Zimmerman, who is retiring as president and chief executive officer of Illinois Bell, has demonstrated exceptional leadership of the telecommunications company; and

WHEREAS, Frank R. Zimmerman has devoted personal time and commitment to the economic development of our state, including co-Chairing Chicago United's Economic Development Task Force; and

WHEREAS, Frank R. Zimmerman has championed community service in the corporate sector and joined with the state and the University of Illinois in convening the first conference to encourage the tradition of volunteerism among Illinois college and university students; and

WHEREAS, Frank R. Zimmerman has exemplified civic leadership through his work on the Executive Board of the Commissioning Committee for the USS Abraham Lincoln, the Financial Research and Advisory Council of the City of Chicago, and in co-chairing the Chicago and Northern Illinois Region of the National Conference of Christians and Jews;

THEREFORE, I, James R. Thompson, Governor of the State of Illinois, recognize FRANK R. ZIMMERMAN for his outstanding contributions and commend him for his dedication and service to the citizens of our state.

Issued January 9, 1990. Filed January 16, 1990.

PROCLAMATION

90-008

United States Navy Armed Guard Week

WHEREAS, during World War II, the U.S. Navy Armed Guardsmen manned the guns on all 6,230 merchant ships, protecting the ships from enemy submarines, aircraft, and surface raiders; and

WHEREAS, 1,710 of the 144,000 Guardsmen who manned the ships lost their lives during duty. The Armed Guard branch was deactivated at the end of World War II, with very little recognition of the branch's courageous accomplishments;

THEREFORE, I, James R. Thompson, Governor of the State of Illinois, proclaim June 6-10, 1990, as UNITED STATES NAVY ARMED GUARD WEEK in Illinois, in honor of the men who bravely defended our country, and in recognition of the Armed Guard's ninth annual reunion to be held in Chicago during that week.

Issued January 9, 1990. Filed January 16, 1990.

PROCLAMATION

90-009

Catholic Schools Appreciation Day

WHEREAS, Catholic Schools have existed for many years and have educated millions of students; and

WHEREAS, a high percentage of Catholic School Students go to college; and

WHEREAS, the Department of Elementary Schools of the National Catholic Education Association this year will sponsor a national day of appreciation for Catholic schools; and

WHEREAS, on January 31, 1990, over two million people will wear a special button displaying this year's theme: "Parents' Choice: Catholic Schools";

THEREFORE, I, James R. Thompson, Governor of the State of Illinois, proclaim January 31, 1990, as CATHOLIC SCHOOLS APPRECIATION DAY in Illinois.

Issued January 10, 1990. Filed January 16, 1990.

PROCLAMATION

90-010

Patrick G. Ryan Day

WHEREAS, Patrick G. Ryan is president and chief executive officer of the Aon Corporation; and

WHEREAS, Mr. Ryan is a director of First Chicago Corporation and its wholly owned subsidiary, the First National Bank of Chicago, Commonwealth Edison Company, and Stone Container Corporation; and

WHEREAS, Patrick G. Ryan has served as director of the Chicago Boys Club, president of the Economic Club of Chicago, and trustee of Rush-Presbyterian-St. Luke's Medical Center, Northwestern University, and the Field Museum of Natural History; and

WHEREAS, Mr. Ryan earned the 1987 Horatio Alger Association of Distinguished Americans award and served as chairman of Northwestern University's Athletic Facilities Campaign; and

WHEREAS, Patrick G. Ryan has displayed an exemplary commitment to the welfare of others throughout his notable business career;

THEREFORE, I, James R. Thompson, Governor of the State of Illinois, proclaim January 17, 1990, as PATRICK G. RYAN DAY in Illinois, in recognition of his dedication and contributions to social justice and community welfare.

Issued January 10, 1990. Filed January 16, 1990.

PROCLAMATION

90-011

Red Cloud Special 25th Anniversary Day

WHEREAS, the Red Cloud Athletic Fund was established in 1965 to provide athletic equipment for Indian children at the Pine Ridge South Dakota reservation; and

WHEREAS, the Red Cloud Athletic Fund undertook the responsibility of providing the school with the Paul "Dizzy" Trout Memorial Fieldhouse and continues to help fund the reservation's many athletic programs; and

WHEREAS, the Red Cloud Athletic Fund also contributes to Chicagoland charities and supports other fundraising events throughout the country; and

WHEREAS, the Red Cloud Athletic Fund holds a fundraising banquet every year at which three prominent individuals from the Chicagoland sports community are honored; and

WHEREAS, the Red Cloud Athletic Fund is celebrating its 25th anniversary with a banquet on February 5, 1990;

THEREFORE, I, James R. Thompson, Governor of the State of Illinois, proclaim February 5, 1990, as RED CLOUD SPECIAL 25TH ANNIVERSARY DAY in recognition of the club's commitment to sports and the Indian community.

Issued January 10, 1990. Filed January 16, 1990.